

Sen. John McCain, R-Ariz., may have derailed the latest attempt to repeal and replace the Affordable Care Act, issuing a statement Friday saying he would not support the bill for its rushed nature and lack of independent analysis. [Read more »](#)

Drug Cos. Behind On Safety Studies, Researchers Say

Drug companies aren't submitting required post-approval studies for their drugs on time and the U.S. Food and Drug Administration isn't being diligent enough in pushing them to do so or taking action against them, a group of researchers from Dartmouth University and elsewhere wrote Thursday in the New England Journal of Medicine. [Read more »](#)

IP & TECHNOLOGY

PTAB Case Part Of Justices' Attack On Agencies, Ex-SG Says

The Supreme Court's decision to take up a constitutional challenge to the Patent Trial and Appeal Board is another sign of its growing skepticism of the administrative state, ex-U.S. Solicitor General Donald Verrilli Jr. said Friday, offering a fresh take on a case that has the patent world on the edge of its seat. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

Mass. City Ordinance Effectively Banning Drones Cut Back

A Massachusetts federal judge on Thursday struck down aspects of a city of Newton ordinance that essentially bans the use of pilotless aircraft in the city in the absence of prior permission, finding them preempted by federal law. [Read more »](#)

London Shuts Out Uber In Surprise Move, Calling It 'Unfit'

Google Inc.
Honeywell International Inc.
ITC Holdings Corp.
Institute for Safe Medication Practices
KMG Chemicals, Inc.
KPMG International
Marathon Petroleum Corp.
Mexican American Legal Defense and Education Fund
NERA Economic Consulting
National Association of Manufacturers
National Basketball Association
National Consumer Law Center
National Hockey League
National Rural Electric Cooperative Association
National Telephone Cooperative Association
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Noble Energy, Inc.
Novartis AG
Oil States International Inc.
PG&E Corporation
Palantir Technologies Inc.
PricewaterhouseCoopers
Public Knowledge
Range Resources Corporation
Robert Half International Inc.
Safeco
Sally Beauty Holdings Inc.
Schlumberger Limited
Sierra Club
Spectrum Pharmaceuticals Inc.
State Bar of Texas

Uber will be stripped of its license to operate in London at the end of the month after the city's transport regulator said Friday the ride-hailing giant was "not fit and proper" to be licensed, a surprise decision that the San Francisco-based company vowed to appeal in court. [Read more »](#)

EMPLOYMENT

EEOC Says It Will Float Wellness Rule Update By Mid-2018

The U.S. Equal Employment Opportunity Commission has set a mid-2018 target for proposing revisions to its regulations covering employer-sponsored wellness programs, according to a status report filed on Thursday in an AARP suit that last month saw the prior rules kicked back to the agency for review. [Read more »](#)

DOL 'Antagonistic' Toward Contractors, Chamber Says

The U.S. Department of Labor's Office of Federal Contract Compliance Programs has abdicated its core mission of ensuring federal contractors give all workers equal employment opportunities in favor of "garnering splashy headlines and securing high-dollar settlements," the U.S. Chamber of Commerce charged in a report Thursday. [Read more »](#)

CONSUMER PROTECTION

Pet Shops Lose Fight Against 'Puppy Mill' Ban At 7th Circ.

The Seventh Circuit cut off a challenge brought by pet stores against the city of Chicago's "puppy mill" ban Thursday, saying Chicago was within its rights as a home-rule city to pass the law. [Read more »](#)

TAX

House To Consider Tax Relief For Hurricane Victims

Sunoco
TechnipFMC PLC
The Golf Channel LLC
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Telecom Association
Wal-Mart Stores Inc.
Washington Post Co.
Wells Fargo & Co.
Weyerhaeuser Co.

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Army Corps of Engineers
California Energy Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Delaware Court of Chancery
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Montana Department of Environmental Quality
National Highway Traffic Safety Administration
National Labor Relations Board
National Marine Fisheries Service

Individuals affected by Hurricanes Harvey, Irma and Maria may be able to access their retirement accounts without getting penalized, and they may be able to claim bigger tax deductions for property damage under a bill announced Friday. [Read more »](#)

Portland Arts Tax Constitutional, Oregon Justices Say

The city of Portland's arts tax does not violate the Oregon Constitution, the state's Supreme Court held on Thursday. [Read more »](#)

Tax Reform Is Not Americans' Top Concern

Reducing federal tax rates on individuals and businesses is an "extremely important priority" for Congress according to one-fifth of recently polled Americans, but other issues are weighing more heavily on their minds. [Read more »](#)

Businesses Divided On Trade-Offs For Tax Reform: KPMG Poll

Many finance and business professionals would rather give up the current tax system for writing off the cost of equipment and machinery than any other proposal to raise tax revenues in exchange for a lower corporate tax rate, according to the results of a KPMG LLP survey released Friday. [Read more »](#)

IMMIGRATION

5th Circ. Probes Legality Of Texas Sanctuary-City Law

A Fifth Circuit panel on Friday questioned the legality of Texas requiring local communities to "fulfill" detainer requests by federal immigration agents when the federal government may not compel states and communities to do so itself. [Read more »](#)

Order Blocking 1,000-Plus Iraqi Deportations Is Appealed

National Oceanic and Atmospheric Administration

National Telecommunications and Information Administration

Nuclear Regulatory Commission

Office of Federal Contract Compliance Programs

Office of Foreign Assets Control

Securities and Exchange Commission

Texas Attorney General's Office

Transport for London

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Immigration and Customs Enforcement

U.S. Supreme Court

United Nations

The Trump administration has appealed to the Sixth Circuit a Michigan federal court's July decision to bar the deportation of more than a thousand Iraqi immigrants and giving them a chance to reopen their administrative cases on the grounds that their home country has become too hostile for their return. [Read more »](#)

TELECOMMUNICATIONS

FCC Inquiry Sees Contention Over Broadband Standards

An FCC inquiry into the state of nationwide broadband deployment proved contentious as an initial comment period closed Thursday, with industry groups arguing that the government should count both fixed and mobile services in its analysis and set a certain benchmark for mobile service. [Read more »](#)

NTIA Floats Opening 911 Subsidy To Tribes Directly

The National Telecommunications and Information Administration has proposed renewing and updating a 911 upgrade program that helps states implement broadband-friendly emergency services systems by opening up the subsidy program to tribal organizations directly. [Read more »](#)

EXPERT ANALYSIS

The North Korea Executive Order And How It May Affect You

A new executive order represents a significant escalation of U.S. sanctions targeting North Korea and presents new compliance considerations for companies that conduct business with North Korean trading partners, including China, India and Russia, say Brendan Hanifin and Emerson Siegle of Ropes & Gray LLP. [Read more »](#)

5th Circ. Dismissal Signals End To Obama Overtime Regs

The Fifth Circuit's recent approval of the U.S. Department of Labor's request to dismiss its appeal regarding the Obama administration's revised overtime regulations likely indicates the end of the proposed amended rule. However, it appears probable that in due course the Trump DOL will issue new regulations that similarly expand those same Fair Labor Standards Act protections, say Dale Hudson and Jeffrey League of Nixon Peabody LLP. [Read more »](#)

Opinion

Equifax Breach Reminds Us Why We Need The 7th Amendment

The Consumer Financial Protection Bureau's arbitration rule restores transparency and accountability to our justice system and allows people to exercise their Seventh Amendment rights. However, the House of Representatives has voted to block it and the rule is in jeopardy, says Jean Sternlight, director of the Saltman Center for Conflict Resolution at the UNLV Boyd School of Law. [Read more »](#)

LEGAL INDUSTRY

Analysis

What The PricewaterhouseCoopers Move Means For US Firms

The announcement Thursday that PricewaterhouseCoopers will open a legal services office in Washington, D.C., should put U.S. law firms on notice that the major accounting firms are on the march. [Read more »](#)

BigLaw Is On The Hunt For More First-Years

Budding attorneys could have a better shot at landing a post-law school gig, according to research by staffing and consulting firm Robert Half Legal that shows that nearly a quarter of surveyed law firms are looking to increase hiring for first-year associates. [Read more »](#)

Energy Chops Boost Texas Powerhouses In Crowded Market

In a legal market where national and regional firms are trying to break in every day and their midsize and boutique counterparts are gunning for valuable pieces of the pie, the five Texas firms on Law360's Powerhouse list have thrived by harnessing deep strengths in the energy sector and big-ticket litigation in a variety of areas. [Read more »](#)

Analysis

Mass. Judge Uses Fiction To Bring Readers To The Bench

U.S. District Judge Michael Ponsor was nearly 30 years on the bench before he published his first novel. The delay wasn't for lack of material. [Read more »](#)

GC Cheat Sheet: The Hottest Corporate News Of The Week

The European Union rolled out an agenda seeking to tax online businesses where profits are earned, the U.S. Securities and Exchange Commission came under fire for being hacked despite receiving warnings on security and a handful of Democratic lawmakers urged President Donald Trump to fight unfair labor practices they say undercut American workers. These are some of the top stories in corporate legal news you may have missed last week. [Read more »](#)

Podcast

Law360's Pro Say: How Far Can Courts Go To Control Judges?

On the latest episode of Law360's Pro Say podcast, the team discusses what can be done when the conduct of a federal judge becomes a problem, Allergan's move to shield its patents from review, the latest news related to sentencing over the fall of law firm Dewey & LeBoeuf, and a raunchy 'Grinch' parody. [Read more »](#)

Global 20: Latham & Watkins

Latham & Watkins LLP worked its way back onto Law360's Global 20 list after a year of continent-spanning work representing the

Kingdom of Saudi Arabia and Vista Oil & Gas, among others, in deals and offerings that were sometimes firsts of their kind in the client's homeland. [Read more »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read more »](#)

JOBS

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=

**Natural Resources
Associate**
Downey Brand
San Francisco, California

Water Law Associate
Downey Brand
Sacramento, California

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Monday, October 2, 2017



TOP NEWS

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Analysis

High Court May Be Poised To Nix Workers' Class Action Rights

The U.S. Supreme Court will hear arguments Monday over whether employment contracts that force workers to forego the ability to collectively pursue employment-related claims run afoul of federal labor law, setting the stage for a potentially wide-ranging decision that could hinder the ability of tens of millions of employees to pursue legal claims for workplace law violations. [Read more »](#)

IRS Anti-Inversion Rule That Sank Pfizer Deal Struck Down

= 9 A Texas federal court on Friday invalidated the anti-inversion rule that sank a planned \$160 billion merger between Pfizer Inc. and Irish counterpart Allergan PLC, saying it was unlawfully implemented without giving the



[Listen to our new podcast here](#)

= 9

LAW FIRMS

public enough notice or time to comment.
Read more » = 9

Biz Groups Sue To Overturn CFPB's Arbitration Rule

= 9A U.S. Consumer Financial Protection Bureau rule that blocks companies from forcing consumers to go to arbitration instead of filing class action cases is unconstitutional and illegal, according to a U.S. Chamber of Commerce-led lawsuit filed Friday in Texas federal court. Read more »

Analysis

5 Obama-Era NLRB Moves That Could Get The Ax

The swearing in of former Littler Mendelson PC shareholder William Emanuel on Tuesday put the National Labor Relations Board back under Republican control, opening the door for the new majority to begin undoing a slew of controversial precedents set during the Obama administration and potentially rolling back a rule that sped up union elections. Here, experts identify five changes they expect new board to undertake. Read more »

HHS Chief Price Resigns Amid Jet Travel Scandal

= 9 Tom Price, secretary of the U.S. Department of Health and Human Services, resigned on Friday amid revelations that he racked up \$400,000 in taxpayer-funded travel on private jets. Read more »

Senate GOP Releases Budget To Serve As Tax Reform Vehicle

= 9Senate Republicans took their first step Friday toward a pivot from health care to tax reform, releasing a draft budget document that would be the vehicle for a planned tax overhaul. Read more »

Visa Lottery Winners Get Partial Relief In Travel Ban Suit

Akin Gump
Altshuler Berzon
Arnold & Porter Kaye Scholer
Baker McKenzie
BakerHostetler
Buchanan Ingersoll
Coblentz Patch
Covington & Burling
Crowell & Moring
Cullen & Dykman

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Day Pitney
Dhillon Law Group Inc.
Epstein Becker Green
Fox Rothschild
Gibson Dunn
Goodwin
Greenberg Traurig
Haynes and Boone

Hogan Lovells

Holland & Knight
Hooper Lundy
Irell & Manella
Jenner & Block
Jones Day
Jones Walker
Joseph Greenwald
Keker Van Nest & Peters
King & Spalding

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Kirkland & Ellis
Klein Moynihan
Law Offices of Frederick K.
Brewington
Lawyers' Committee for Civil
Rights
Lieff Cabraser

A D.C. federal judge ordered the State Department on Friday to reserve unused so-called diversity visas until after the U.S. Supreme Court reviews the Trump administration's travel ban on individuals from six majority-Muslim countries as part of a proposed class action suit brought by successful visa applicants. [Read more »](#)

ENERGY & ENVIRONMENTAL

Analysis

Upcoming Oral Arguments Energy Attys Should Watch

This fall, lawyers will be making their in-person pitches to federal appeals courts in cases covering a host of important energy issues, from the U.S. Department of Energy's approval of liquefied natural gas exports to implementation of the Environmental Protection Agency's rule clamping down on cross-state air pollution. Here are five noteworthy energy cases in which oral arguments are expected in the coming weeks. [Read more »](#)

Analysis

Perry's FERC Grid Pricing Plan Would Roil Energy Markets

U.S. Secretary of Energy Rick Perry on Friday asked the Federal Energy Regulatory Commission to devise wholesale electricity market rules that would pay coal-fired and nuclear power plants for contributing to grid reliability, a rare request that experts say could upend the energy market model that's developed over the past two decades. [Read more »](#)

11 States Tell DC Circ. Its HFC Decision Will Hurt Them

A coalition of 11 largely left-leaning states told the D.C. Circuit that its determination that the U.S. Environmental Protection Agency does not have the authority under the Clean Air Act to force companies that use hydrofluorocarbons to switch to an alternative

Littler Mendelson
Locke Lord
Mayer Brown
McCarter & English
Michelman & Robinson
Milbank Tweed
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Morgan Lewis
Munger Tolles
Norton Rose Fulbright
= 9
Ogletree Deakins
Olivares
Orrick Herrington
Outten & Golden
Perkins Coie
Polsinelli
Porter Wright
= 9
Proskauer Rose
Quinn Buseck
Reed Smith
Ropes & Gray
= 9
Sherman & Howard
Sidley Austin
Skadden
Squire Patton Boggs
= 9
Sterne Kessler
Stoel Rives
Talley Anthony
= 9
White & Case
White and Williams
Wigdor LLP
Wilkinson Barker
Williams & Connolly
WilmerHale

will harm them and should be revisited. Read more »

= 9

EPA Must Look For More Docs About Weed Killer, Judge Says

The U.S. Environmental Protection Agency was ordered Thursday to look for more documents applicable to the Center for Biological Diversity's request for information about the approval of Dow AgroSciences LLC's weed killer Enlist Duo after a Washington, D.C., federal judge deemed the agency's initial searches inadequate. Read more »

= 9

Judge Shoots Down Pa. Town's Ban On Fracking Activities

A Pennsylvania federal judge on Friday gutted a municipality's "community bill of rights" that aimed to restrict a number of activities connected to fracking, finding that the measure's provisions were preempted by both federal and state law. Read more »

HEALTH & LIFE SCIENCES

= 9

FDA Proposes New Nutrition Label Overhaul Deadlines

After indefinitely delaying a deadline for food companies to adopt changes to nutritional fact labels on packaged foods, the U.S. Food and Drug Administration on Friday said that it was proposing to extend the deadline from 2018 to 2020 for certain companies. Read more »

= 9

Generic Drug Lobby Can't Derail Md. Price-Gouging Law

A Maryland federal judge on Friday refused to block Maryland's first-of-its-kind law prohibiting price gouging by generic drug makers, while

Wilson Sonsini
Winston & Strawn
Yetter Coleman

COMPANIES

AARP Inc.
AT&T Inc.
AVG Technologies NV
Advantage Solutions Inc.
Advocates for Highway and Auto Safety

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Airbnb Inc.
Allergan PLC
Alliance of Automobile Manufacturers
Aluminum Corporation of China Ltd.
American Bankers Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
American Federation of Teachers

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American Gaming Association
American Immigration Council
American International Group Inc.
American Trucking Associations Inc.
Anadarko Petroleum Corporation

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Apple Inc.
Arkema SA
Association for Accessible Medicines
BP p.l.c.
Bayer AG
Boston Red Sox
Boston Scientific Corporation
CBS Corporation

nonetheless suggesting that the law may be unconstitutionally vague. Read more »

Dems Urge ACA Reset After HHS Boss Price Resigns

The resignation of Tom Price as secretary of the U.S. Department of Health and Human Services creates an opportunity for bipartisan cooperation on Affordable Care Act improvements, congressional Democrats told the Trump administration on Friday. Read more = 2

MEDIA & ENTERTAINMENT

= A
Analysis

High Court Stance On Sports Betting Could Reshape Industry

= 9 All eyes in the sports world should be on the U.S. Supreme Court this term, which commences Monday, as the court reviews a federal law that prohibits states from allowing sports betting in a case that could dramatically change the North American sports industry. Read more » = 9

UC Berkeley Beats Claim It Muzzled Ann Coulter, For Now

= 9 A California federal judge nixed allegations the University of California, Berkeley illegally muzzled politically conservative speech by pundits like Ann Coulter, but said the conservative youth groups that filed the suit can try again by adding evidence of intentional viewpoint discrimination. Read more »

= 9 INSURANCE

= 9

AIG Is Removed From SIFI List On 6-3 Council Vote

American International Group Inc. was cut loose from heightened federal oversight Friday after regulators found that the insurance company no longer poses the same threat to

Center for Biological Diversity Inc.

Chemours Co.

Cheniere Energy

Cisco Systems Inc.

ConocoPhillips

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Consumer Bankers Association

Dow Chemical Co.

Edge International Inc.

Epic Systems Corp.

Equifax Inc.

Ernst & Young

Exxon Mobil Corporation

FTI Consulting Inc.

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Facebook

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Federalist Society

Financial Services Roundtable

General Electric Capital Corp.

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Google Inc.

Grocery Manufacturers Association

International Association of
Defense Counsel

International Brotherhood of
Teamsters

Johnson & Johnson

Lambda Legal Defense &
Educational Fund

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Murphy Oil Corporation

Murphy USA Inc.

NFL Enterprises LLC

National Collegiate Athletic
Association

the nation's financial stability that it did during the financial crisis. [Read more »](#)

REAL ESTATE

Pro Bono Spotlight

Hogan Helps Land Housing Discrimination Win In New York

= 9

A federal judge recently ruled that the village of Garden City, New York, had intentionally engaged in racial discrimination when in 2004 it attempted to change to a zoning plan that wouldn't have allowed for affordable housing, a victory Hogan Lovells US LLP helped its client MHANY Management Inc. reach following more than a decade of pro bono work on the case. [Read more »](#)

EMPLOYMENT

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EEOC's Wellness Rule Timeline Shows Need To Act: AARP

The AARP criticized the U.S. Equal Employment Opportunity Commission's 2021 target for replacing rules for incentivizing employee participation in workplace wellness programs on Thursday, pushing a Washington, D.C., federal judge to protect workers by nixing the current rules next year. [Read more »](#) = 9

NJ Appeals Court Says Fireworks Techs Are Contractors

The New Jersey Appellate Division found Friday that pyrotechnicians at a fireworks manufacturer were properly classified as independent contractors, reversing a finding by the commissioner of the New Jersey Department of Labor and Workforce Development that they should have been classified as employees. [Read more »](#)

COMPETITION

PRIVACY & CYBERSECURITY

National Employment Law Project

National Fuel Gas Co.

National Immigration Law Center

National Telephone Cooperative Association

Natural Resources Defense Council

Nevro Corp.

New York University

Oracle Corp.

Owner-Operator Independent Drivers Association Inc.

PepsiCo Inc.

= A

Pfizer Inc.

Planned Parenthood Federation

PricewaterhouseCoopers

Property Casualty Insurers Association of America

= 9

Service Employees International Union

Sierra Club

Snap Inc.

TW Liquidation Corp.

Twitter Inc.

U.S. Chamber of Commerce

Uber Technologies Inc.

YouTube Inc.

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Zeughauser Group LLC

GOVERNMENT AGENCIES

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Bureau of Citizenship and Immigration Services

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Centers for Medicare & Medicaid Services

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Central Intelligence Agency

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Small Biz To Get More Cyber Info Under Senate-Passed Bill

The National Institute of Standards and Technology would have to disseminate more information to smaller firms about its new cybersecurity standards under a bill passed by the Senate Thursday. Read more »

= A

Apple Reveals Record Number Of National Security Requests

Apple received its largest-ever number of national security-related requests for access to data in the first half of 2017, the technology giant revealed Thursday, amid a broader debate over the pending renewal of certain surveillance powers by Congress. Read more »

AEROSPACE & DEFENSE

DOD Makes Sweeping Changes To Tricare Program

The U.S. Department of Defense on Thursday issued an interim final rule implementing a major overhaul to its Tricare program, which provides health coverage for around 9.4 million military members, their family members and retirees. Read more » = 9

TAX

Analysis

Advisers Plagued By Uncertainty Amid Tax Reform Push

Amid a swirl of polarized, partisan reaction to the just-released Republican tax reform plan, tax professionals and other business planning executives are facing a crisis of their own, as they struggle to give concrete advice when near-term public policy is up in the air. = 9 Read more »

= 9

Commodity Futures Trading Commission

Consumer Financial Protection Bureau

Equal Employment Opportunity Commission

Executive Office of the President

Federal Acquisition Regulatory Council

Federal Bureau of Investigation

Federal Deposit Insurance Corp.

Federal Election Commission

= 9

Federal Energy Regulatory Commission

Federal Housing Finance Agency

Federal Motor Carrier Safety Administration

Federal Reserve System

Financial Stability Oversight Council

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Food and Drug Administration

Government Accountability Office

Internal Revenue Service

Louisiana Department of Health

= 9

NATO

National Credit Union Administration

National Economic Council

National Highway Traffic Safety Administration

National Institute of Standards and Technology

National Labor Relations Board

National Science Foundation

New Jersey Department of Labor and Workforce Development

New York State Department of Financial Services

Philly's \$118M Tax Reassessment Plan Faces New Challenges

The city of Philadelphia is facing at least three lawsuits alleging that its effort to raise \$118 million in new tax revenue through targeted property revaluations violated the Pennsylvania Constitution's promise of uniform taxation. [Read more »](#)

Trump-GOP Tax Plan Would Empty US Coffers, Report Says

The long-anticipated tax plan from the White House and congressional Republican leadership would reduce federal revenue by \$2.4 trillion over the next 10 years while giving the biggest tax cuts to the wealthy, according to a report released Friday by the Tax Policy Center. [Read more »](#)

IRS Must Improve Estate, Gift Tax Return Reviews, IG Says

The IRS needs to improve the processes in its Estate and Gift Tax Program, the Treasury Inspector General for Tax Administration announced in an audit report Thursday. [Read more »](#)

IMMIGRATION

Texas Tells 5th Circ. Sanctuary City Bill Is Constitutional

= 9 Texas defended a state law that bars so-called sanctuary city policies in a brief Thursday to the Fifth Circuit, arguing a mandate to detain arrestees at the request of U.S. Immigration and Customs Enforcement is not preempted by federal law. [Read more »](#)

VC Group Pushes To End Delay Of Int'l Entrepreneur Rule

A venture capital group asked a D.C. federal judge Friday to compel the government to implement an Obama-era rule that would allow foreign entrepreneurs to temporarily live in the U.S., saying it will likely succeed in claiming that the government shirked administrative

Pennsylvania Supreme Court

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San Francisco Bay Area Rapid Transit District (BART)

Securities and Exchange Commission

U.S. Attorney's Office

= 9

U.S. Consumer Product Safety Commission

= 9

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

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U.S. Department of Homeland Security

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U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Patent and Trademark Office

U.S. Postal Service

U.S. Senate

U.S. Supreme Court

United Nations

= 9

procedure in delaying the rule's effective date.
[Read more »](#)

Immigrants Challenging Gov't Vetting Program Demand Docs

A class of immigrants challenging a federal government program that civil rights groups say unlawfully targets Muslim applicants and delays application processing asked a Washington federal judge Thursday to compel the Trump administration to provide various information. [Read more »](#)

= 9

TELECOMMUNICATIONS

= 9

= A Democrats Propose \$40B Rural Internet Access Plan

Democratic lawmakers on Thursday revealed a \$40 billion plan to deliver high-speed internet service to rural and underserved communities across the U.S., calling it a critical tenet of their "Better Deal" economic agenda. [Read more »](#)

PEOPLE

= 9

Judge Won't Move Up Ex-Philly DA's Sentencing For FBI Agent

The FBI case agent who led the investigation into former Philadelphia district attorney Seth Williams' corrupt affairs will not be present at his October sentencing, after a Pennsylvania federal judge Thursday rejected the government's request to move up the date to accommodate her schedule. [Read more »](#)

= 9

EXPERT ANALYSIS

Congressional Forecast: October

In contrast to the September work period, when an unsuccessful effort to repeal the Affordable Care Act topped the congressional

agenda, the three-week October session is likely to see Republican House and Senate leaders try to advance another of their central policy goals: comprehensive tax reform, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP. [Read more ½ B](#)

= 9

Did Trump Ask The NFL To Break The Law?

President Donald Trump has publicly advocated for NFL owners to fire players who refuse to stand for the national anthem at football games. This raises the question: Would it be unlawful to fire an employee for refusing to do so, if the basis were to protest perceived societal racial injustice? asks David Gottlieb of Wigdor LLP. [Read more »](#)

= A

What Employers Should Know About Trump's New Travel Ban

Yet another round of travel restrictions recently issued by the Trump administration is creating further anxiety across nationalities in employers' work corps. Elizabeth Espin Stern and Paul Virtue of Mayer Brown LLP share several employer best practices for navigating the complexities. [Read more »](#)

Self-Driving Trucks Get Closer To Hitting The Road

= A The U.S. House of Representatives recently passed bipartisan legislation in support of autonomous vehicles, but specifically excluded commercial motor vehicles. Labor unions and other stakeholders fear that deployment of autonomous trucks could lead to widespread job losses. However, safety considerations may ultimately bring self-driving commercial vehicles into service, say attorneys with Holland & Knight LLP. [Read more »](#)

What Senate Democrats Added To 'Buy American' Efforts

It is clear that certain Senate Democrats want to strengthen "Buy American" policies and requirements, and they likely will continue to focus their efforts on "Buy American" reform. It is also quite notable that these same Senate Democrats essentially are aligned with the Trump administration on these matters, say attorneys with Covington & Burling LLP. [Read more »](#)

LEGAL INDUSTRY

= 9

News Analysis

= 9

Why It May Be Too Soon To Typecast Justice Gorsuch

As Justice Neil Gorsuch begins his first full Supreme Court term, Republicans are pleased that he appears to be the staunch conservative they had hoped for. But the full picture of the high court's newest addition has yet to come into focus. [Read more »](#)

= 9

Feature

October Showdown: The Biggest Supreme Court Matchups

Even with the marquee battle over the Trump administration's travel ban in limbo, October's Supreme Court oral argument docket includes a case that could run to the core of U.S. democracy and another that pits two federal agencies against each other. Here are some of the appellate heavyweights in the highest-profile clashes starting off the new term. [Read more »](#)

Analysis

= 9

California Powerhouses Innovate With Tech-Oriented Clients

In California, as the world's most famous innovators blur the lines between sectors like media and tech and create new industries with new legal problems, nimble firms with the ability to be as creative as their clients at solving problems locally and globally rose above the rest. [Read more »](#)

= 9

Trump Nominates Jones Day Partner For CPSC Commissioner

President Donald Trump has named Jones Day LLP partner Dana Baiocco to oversee the U.S. Consumer Product Safety Commission. [Read more »](#)

= 9

Up Next At The High Court: NLRB, Immigration & Plea Waivers

The Federal Arbitration Act, immigrant rights and a novel question about plea waivers are among the issues the U.S. Supreme Court will tackle when the justices return to the bench Monday for the first oral argument session since April. Here, Law360 previews the week's arguments. [Read more »](#)

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= 9 Milbank Offers Legal Secretaries Buyout Ahead Of NY Move = 9

Milbank Tweed Hadley & McCloy LLP has offered its legal secretaries voluntary buyouts in an effort to reduce the number of administrative staffers before the firm's New York office relocates to a brand new building next year. [Read more »](#)

Analysis

Boston Boomtown: Life Sciences Driving Firm Expansions = 9

Law firms around the country are looking at Boston, and its burgeoning life sciences and

health care industries, as a market ripe for expansion opportunities. [Read more »](#)

Global 20: Orrick Herrington & Sutcliffe LLP

Orrick Herrington & Sutcliffe LLP has worked to build a specialized practice focused on technology, energy and finance issues, supporting a range of clients from governments pursuing major energy projects in Africa to Nordic companies navigating the risk environment in western markets, helping land the firm on Law360's Global 20 list. [Read more »](#)

= A

Podcast

Law360's Pro Say: Special Supreme Court Preview = 9

On the latest episode of Law360's Pro Say podcast, we spend the entire show with a former acting U.S. solicitor general, who tells us why the upcoming Supreme Court term could be a blockbuster one. [Read more »](#)

= 9

GC Cheat Sheet: The Hottest Corporate News Of The Week

= A

President Donald Trump's revised travel ban could limit business-related trips and other travel for some global companies, the U.S. Supreme Court decided to weigh a challenge to public-sector union fees, and the U.S. Securities and Exchange Commission formed a unit to combat cyberthreats. These are some of the top stories in corporate legal news you may have missed last week. [Read more »](#)

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. [Read more »](#)

Roundup

= 9 My Supreme Court Debut

As the end of the year draws near, all eyes are turning to the U.S. Supreme Court and the decisions it will issue during its October 2017 term. In this series, attorneys that have argued before the high court reflect on their very first time standing before the justices. [Read more »](#)

JOBS

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= A

= 9

Water Law Associate

= 9 Downey Brand

Sacramento, California

**Natural Resources
Associate**

= 9 Downey Brand

San Francisco, California

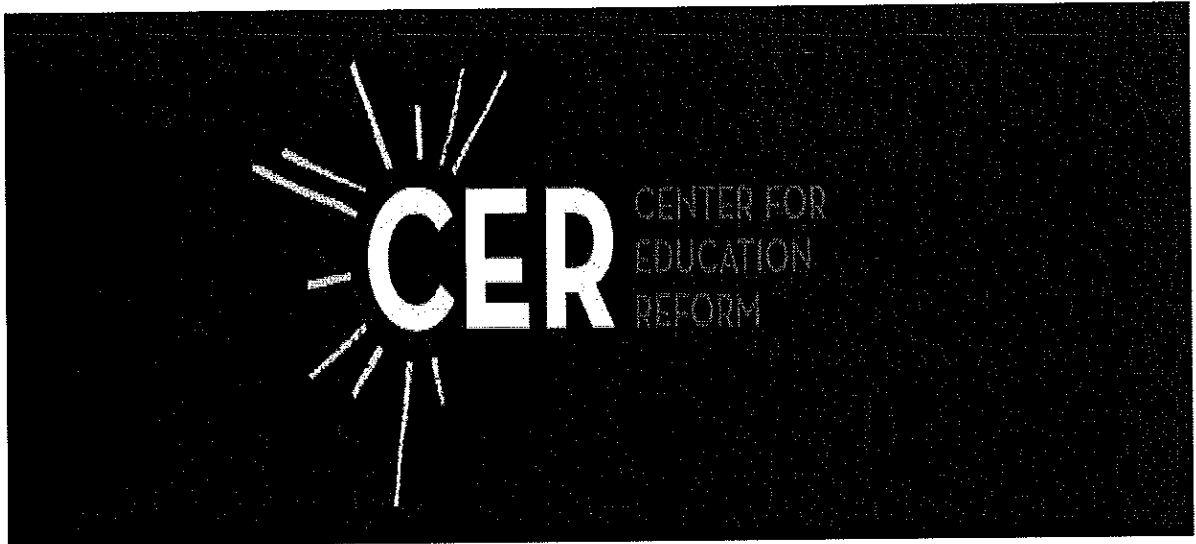
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October 4, 2017

Memo to Reporters

From: Jeanne Allen, founder & CEO, the Center for Education Reform

Re: U.S. Supreme Court case holds promise for teacher freedoms

Leaders of organizations and schools across the education reform arena are enthusiastic that on Thursday, September 28, the Supreme Court of the United States (SCOTUS) agreed to hear arguments in *Janus v. AFSCME*. The case was brought forth by Mark Janus, an Illinois Department of Healthcare and Family Services public employee who believes that forced unionism and the mandatory paying of fees violates his First Amendment rights. A favorable outcome in *Janus* could pave the way for a loosening on the stranglehold of other public sector employees compelled to pay mandatory union fees. Public school teachers, in particular, stand to benefit from the freedom that would allow them to make their own decisions as to whether or not they pay union dues and fees.

TOP 5 TAKEAWAYS IF SCOTUS RULES IN FAVOR OF *JANUS*:

- Free millions of workers – public school teachers included – from compelled association—a clear violation of the First Amendment
- Millions of workers will no longer be compelled to pay union fees when opting out of union representation
- In addition to more take-home pay, teachers will have more freedom to innovate when opting out of mandated association with teachers' unions
- A pro-Janus ruling will have no impact on the ability for unions to organize and function
- The union-employee relationship should improve as unions will demonstrate their value to existing and future members

The case has been winding its way through Federal courts since early 2015 and was stayed pending an outcome in *Friedrichs v. California Teachers Association*, a case that was deadlocked 4-4 after the tragic passing of Justice Antonin Scalia. While the *Janus* case was initially dismissed by U.S. District Court after that *Friedrichs* ruling, the employees, backed by the National Right to Work Foundation, appealed to the 7th U.S. Circuit Court of Appeals in October 2016 which, as expected, upheld the lower court's decision – paving the way for an appeal to the U.S. Supreme Court. On June 6, 2017, a petition for Writ of Certiorari was filed and later accepted by SCOTUS. Now the 40-year old ruling in *Abood v. Detroit Board of Education* which created the current system allowing mandatory fees paid to public unions could very well be overturned.

It's important to note that the case started with an executive order issued by Illinois Governor Bruce Rauner, who sought to abolish mandatory collective bargaining pending review of its constitutionality. Since 2012, six states have passed laws strengthening workers' rights and freedom from having to pay

mandatory union fees. What is most notable is at least three of these states are “blue-to-purple” states with historic ties to organized labor, including Michigan, Wisconsin and West Virginia. Following these laws, teachers’ union membership dropped 20% in Michigan and 58% in Wisconsin. More state policymakers throughout the country are focused on the upcoming *Janus* case review. With teachers’ union-driven pension rules and union-backed laws that protect uniform pay scales, eschew performance pay and mandate teacher tenure, the elimination of mandatory fees could impact the unions’ ability to wage political battles to defend their turf and oppose proposals that put student achievement and parental choice at the center of every education improvement effort.

CER believes that the *Janus* case holds great potential for employees and could dramatically improve union-employee relationships. Overturning *Abood* will allow for teachers to associate as they see fit, providing teachers more freedom and independence to better serve their students. This will not bar union organizing but ensure unions prove their value to each member. Unions should celebrate the opportunity to prove their value to employees rather than relying on mandatory fees.

Instead, it is evident by the recent teachers’ union attacks on education reform that the unions fear the freedom *Janus* may bring to teachers, particularly as their funds are declining. Randi Weingarten, president of the American Federation of Teachers, the nation’s second-largest teachers’ union, has also scoffed at the idea that teachers are entitled to the same First Amendment rights as other employees.

Historically, public support for mandatory agency fees is low, and most Americans are unaware that teachers are pressured to join unions and forced to pay union fees even when they decline to join. A June 2017 survey by Education Next found that teachers oppose mandatory fees 47% to 44%, while the general public is 44% to 37% opposed.

As the public’s attention turns to *Janus v. AFSCME*, it is important to note that this case is bigger than one public employee or one union – this case could improve

the learning experience for students by dramatically empowering teachers nationwide, and change the course of American education.

Members of the media interested in writing about this in any aspect, CER's team can provide insights and commentary, and connect reporters with parents, teachers and those on the ground who will be most affected by the outcome of the case.

MEDIA CONTACT: Tim Sullivan, *Chief Communications Officer*
tim@edreform.com | (443) 532-2445

Founded in 1993, the Center for Education Reform aims to expand educational opportunities that lead to improved economic outcomes for all Americans — particularly our youth — ensuring that conditions are ripe for innovation, freedom and flexibility throughout U.S. education.

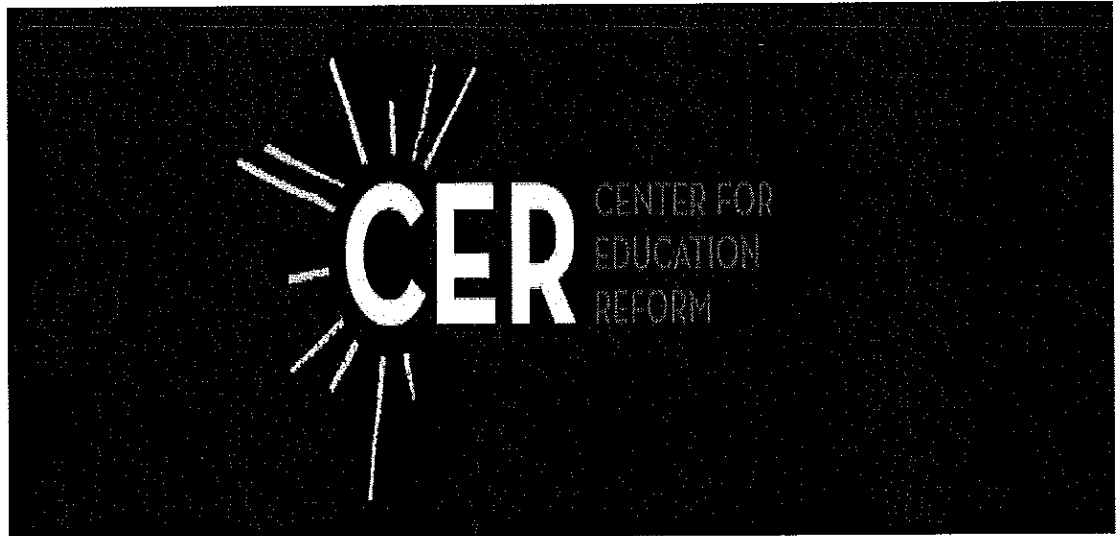
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A weekly report on education news & commentary from the nation's leading voice on education innovation and opportunity

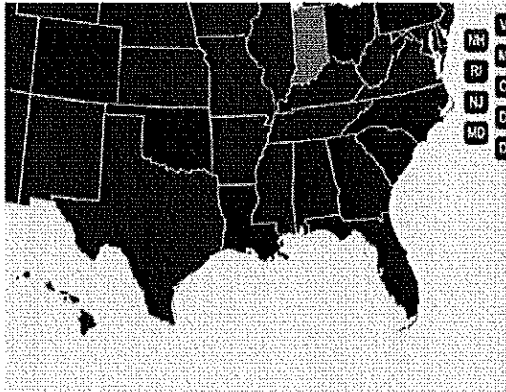
BACKPACK FULL OF CONTROVERSY. Or hypocrisy, as the case may be. In an interview with a group shooting a documentary that was allegedly taking a look at the progress of education reform, our CEO Jeanne Allen explained the value of having money follow kids, which can create a path to equity for all children and ensure that schools have to demonstrate success in order to attract families. Imagine, she said to the filmmakers, that all of *"Our children have a backpack full of cash and schools should vie for the privilege of having that backpack turned over to them."* As she explains in [the Huffington Post](#), they deliberately took the phrase out of context and it's now the title of the

film, which is narrated by Matt Damon, no less. It's been covered by *the Hollywood Reporter*, *USA Today*, and others. But there's more to the story...

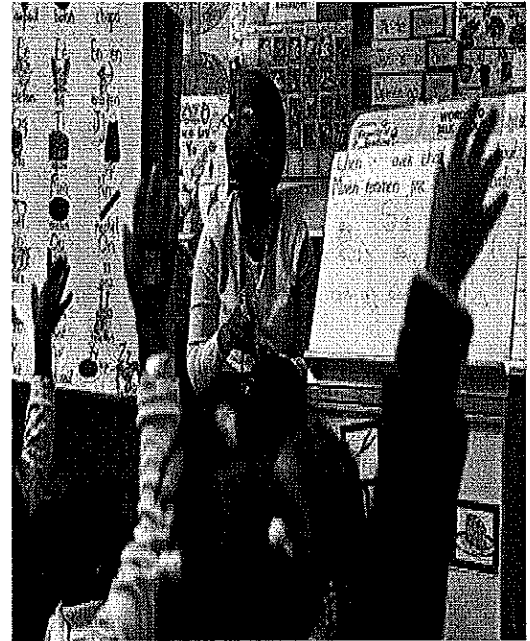


#EDUCATEMATTDAMON. Never content to let the great work of millions of people over the past 25 years be tarnished, CER has launched a campaign to help educate the Hollywood star, who has his own share of controversy these days in the press. On social media and the web, and across the media we are offering real lessons that might help Matt Damon realize that he's on the wrong side of the issue, and has been duped by people who paid for the movie (which includes the American Federation of Teachers, among, no doubt, others like it.)

Help us Educate Matt 𠄎 **0** Send your stories here and we'll publish them on our website and send them to him – yes to him! – to help him learn that if he joins rather than fights us, he'll be not only among the ranks of people like John Legend, Jalen Rose, PitBull, Andre Agassi and more but the millions of parents who have found new opportunities for their kids and the systems and schools that have gotten better in numerous cities in response.



WHITHER PARENT POWER? It's out and the news is not good for most parents. CER's 2017 Parent Power! Index, assessing parental influence in K-12 education, finds the nation at a paltry 63% average for *Parent Power!*, and most states have barely passing grades. As per usual, Florida, Indiana, and Arizona lead the pack while North Dakota, Nebraska, and Alaska bring up the rear. Lots in between have little to show for efforts to give parents power, and we know that parent engagement is the key to most educational milestones in our children's lives. So come on, let's step it up. Learn more here and find out how.



A BIG WIN IN THE BIG APPLE. A major breakthrough in teacher education and charter schools happened today when "the SUNY Board of Trustees Charter Schools Committee approved a hotly contested proposal allowing some charters to create their own, in-house teacher certification programs." The unions are balking, including Randi Weingarten who has tweeted her opposition and knows that this path-breaking idea sets a precedent for change that will accrue to the greater good in NYC and elsewhere.

UNCF FELLOWS. Please consider joining us in hosting one of the fabulous Walton-UNCF K-12 Education Fellows. The program places juniors from historically black colleges and universities, innovative partners in K-12 education. We've had four and our 2017 fellows had the opportunity to deepen their exposure to education reform by working in a variety of functional capacities including policy research, media relations, and fundraising. [Visit our website to learn more!](#)

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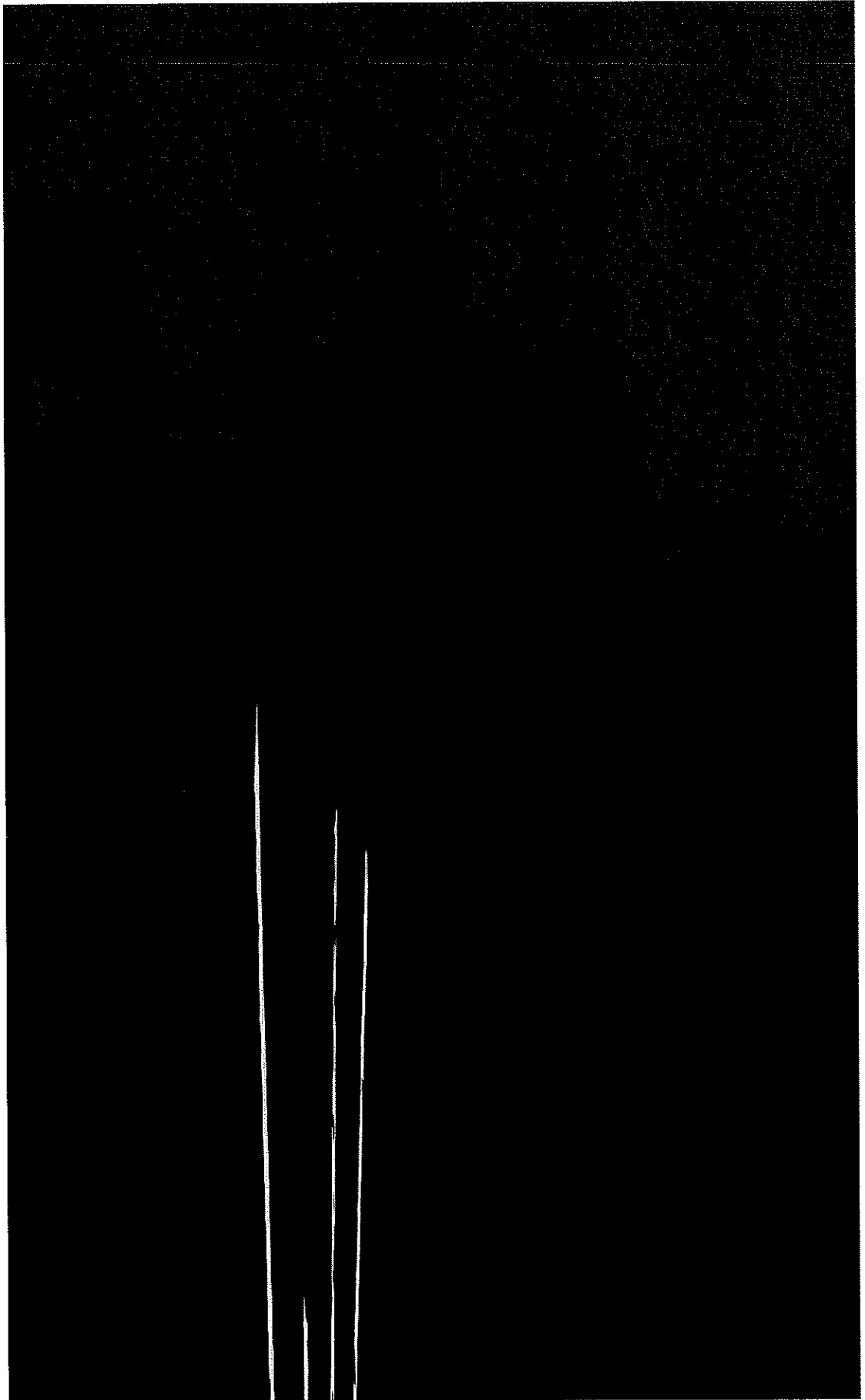
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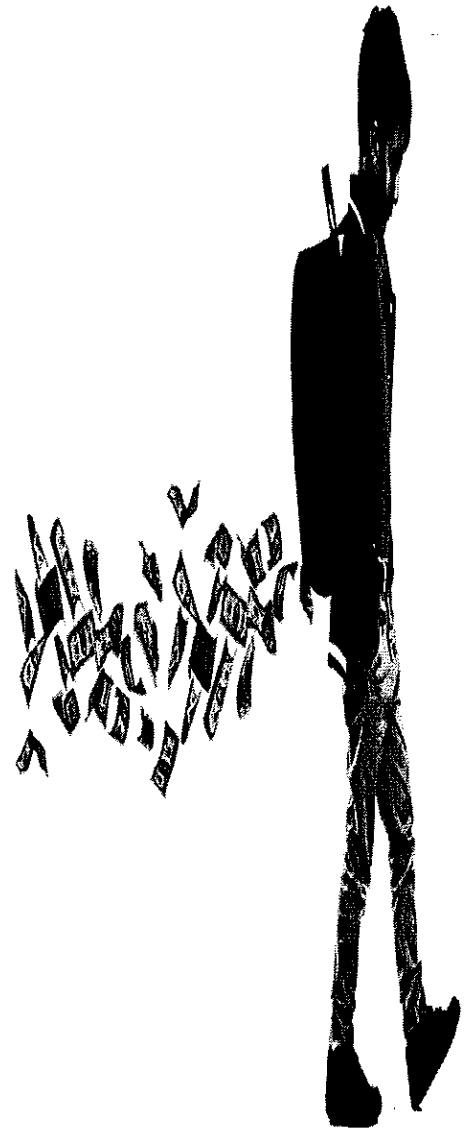
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HAWAIIAN

A weekly report on education news & commentary from the nation's leading voice on education innovation and opportunity

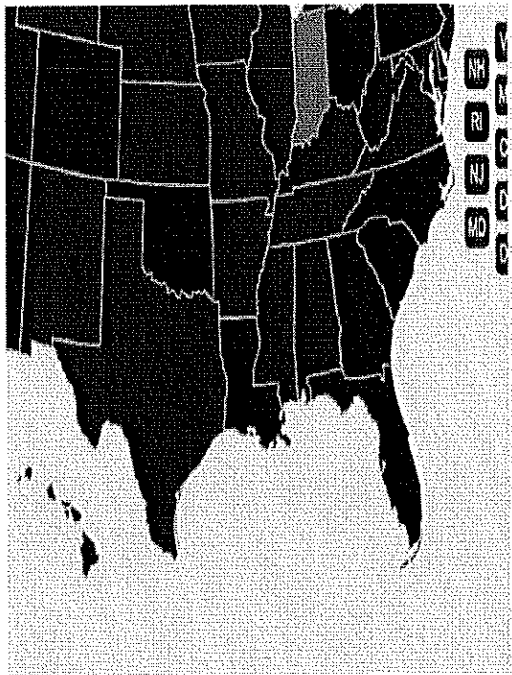
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Tuesday, December 5, 2017



TOP NEWS

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High Court Lets Third Version Of Travel Ban Take Effect

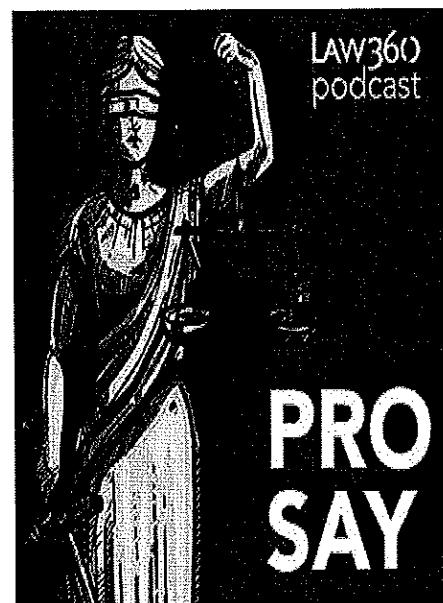
The U.S. Supreme Court on Monday allowed President Donald Trump's third travel ban to take effect for the time being, lifting blocks against the ban while the appeals process over the issue plays out. [Read more »](#)

= 9

Senate Advances Trump's Homeland Security Secretary Pick

The U.S. Senate voted to advance President Donald Trump's pick for his second Homeland Security secretary Monday, setting former DHS chief of staff Kirstjen Nielsen up for a final vote later this week. [Read more »](#)

Federal Tax Bills 'Fraud,' May Be Illegal: Dem Governors



[Listen to our new podcast here](#)

= 9

LAW FIRMS

Two Democratic governors and a governor-elect, from three populous states that voted for Hillary Clinton in the 2016 presidential election, excoriated Republican tax bills that have passed the House and Senate, saying their residents would be "devastated" and hinting at legal action. [Read more »](#)

Analysis

Renewable Cos. Eye Damage Control As Tax Plan Advances = 9

The tax bill passed by the U.S. Senate on Saturday ratchets up anxieties for a renewable energy sector already concerned by the tax legislation that cleared the House last month, setting the stage for clean energy advocates to push for major rewrites during the reconciliation process. Here's a review of the energy impacts of both bills, as well as a preview of what the biggest energy-related fights will be as lawmakers attempt to craft unified legislation. = 9 [Read more »](#)

= 9

Analysis

= A Targeted Bill Could Bring First Broad Changes To Dodd-Frank

A Senate panel on Tuesday is set to mark up bipartisan legislation that would ease certain Dodd-Frank rules for community banks and shrink the number of big banks subject to tougher supervision, marking the first legislative effort to roll back post-financial crisis rules that has a potential path to success. [Read more »](#)

BANKING & SECURITIES

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NYSE Seeks To Lower Required No. Of Investors For SPACs

The U.S. Securities and Exchange Commission has requested public comment on a New York Stock Exchange proposal to ease rules on special-purpose acquisition

Adams and Reese

Akin Gump

Allen & Overy

Altshuler Berzon

Becker & Poliakoff

Bradley Arant

Bramnick Rodriguez

Bryan Cave

Cadwalader Wickersham

Capehart Scatchard

Cary Kane

Cleary Gottlieb

= A

Clifford Chance

Covington & Burling

Cravath Swaine

Davis Polk

Davis Wright Tremaine

Debevoise & Plimpton

Dechert

Doar Rieck

= 9

Duane Morris

Earthjustice

FisherBroyles

Fox Rothschild

Freshfields

Fried Frank

Gibbons PC

Gibson Dunn

= 9

Greenbaum Rowe

Hogan Lovells

Jacob & Chiarello

= 9

Jones Day

King & Spalding

Kirkland & Ellis

Linklaters

companies, which include halving the minimum number of investors and adding a capital requirement to exempt SPACs from penny-stock rules. [Read more »](#)

ENERGY & ENVIRONMENTAL

= 9

Trump Shrinks Utah National Monuments By Millions Of Acres

President Donald Trump on Monday cut millions of acres from Bears Ears and Grand Staircase-Escalante national monuments, claiming he was rectifying "abuses of the Antiquities Act" by prior administrations and prompting a lawsuit by environmental groups who said the president overstepped his authority. [Read more »](#)

Enviro Group Sues EPA For 'Stonewalling' On Pruitt Speeches

= 9 An environmental group filed suit against the U.S. Environmental Protection Agency on Monday accusing it of breaching a deadline to hand over copies of speeches given by Administrator Scott Pruitt, arguing that the government's inaction violated public records law. = 9 [Read more »](#)

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Enviros Sue EPA To Administer Smog Reduction Rules

A group of health and environmental organizations filed suit Monday in California federal court, seeking an order requiring Environmental Protection Agency administrator Scott Pruitt to designate areas of the U.S. subject to smog reduction requirements under 2015 regulations issued by the agency. [Read more »](#)

= 9

NJ Panel Advances Bill To Set Aside VW Settlement Funds

= 9

McElroy Deutsch
McGuireWoods
Milbank Tweed
Norton Rose Fulbright
Orrick Herrington
Paul Weiss

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Proskauer Rose
Reed Smith
Ropes & Gray
Shearman & Sterling
Simpson Thacher
Skadden
Stoel Rives
Weil Gotshal

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Wilentz Goldman
Willkie Farr
Winston & Strawn

COMPANIES

Alliance of Automobile
Manufacturers
Allscripts Healthcare Solutions Inc.
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
= 9
American Federation of Labor and
Congress of Industrial
Organizations
American Federation of State,
County and Municipal Employees
American Federation of Teachers
American Fuel & Petrochemical
Manufacturers
American Medical Association Inc.
American Public Health
Association
American Thoracic Society

A New Jersey Assembly panel on Monday advanced legislation to establish a fund for settlement dollars obtained by the state through federal litigation against Volkswagen over the automaker's emissions cheating scandal, with the money to be used for air pollution control measures. [Read more »](#)

No Basis For Fuel-Efficiency Penalty Delay, 2nd Circ. Told

Five Democratic state attorneys general and a trio of environmental groups doubled down on their request that the Second Circuit vacate the delay of an Obama-era rule raising penalties for automakers that don't meet fuel efficiency standards, arguing Friday that the move violated well-settled law. [Read more »](#)

= 9 MEDIA & ENTERTAINMENT

= 9

Justices Cast Doubts On Federal Sports Betting Ban

Several U.S. Supreme Court justices on Monday seemed open to overturning a federal law prohibiting states from authorizing sports betting, potentially signaling a big win for New Jersey in its yearslong fight to allow the activity. [Read more »](#)

EMPLOYMENT

DOL Proposes Rolling Back Obama-Era 'Tip Pool' Rule

The U.S. Department of Labor on Monday proposed rolling back a rule that blocks employers from taking some service workers' tips to share with non-tipped staff, citing Supreme Court petitions regarding the controversial Obama-era rule and uncertainty about the agency's authority to issue it. = 9 [Read more »](#)

NLRB's New GC Puts Out List Of Policies To Be Reviewed

American Tort Reform Association
Apple Inc.

Bipartisan Policy Center

Cato Institute

Center for Biological Diversity Inc.

= 9

Cooper Tire & Rubber Co.

Environmental Defense Fund Inc.

Ernst & Young

Facebook

Federalist Society

Federation Internationale de

Football Association

Fiat Chrysler Automobiles NV

Global Automakers

= 9

Google Inc.

Humane Society of the United States

Independent Community Bankers of America

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International Paper Co.

Ladies Professional Golf Association

Lyft Inc.

NFL Enterprises LLC

National Collegiate Athletic Association

National Employment Law Project

National Hockey League

= 9

National Restaurant Association

National Women's Law Center

Natural Resources Defense Council

New York University

Public Broadcasting Service

The National Labor Relations Board's new top attorney took a step toward undoing many of the board's more controversial recent decisions Friday, asking the agency's regional offices to send him cases involving certain priority issues such as handbook rules and the scope of federal protections for workers' concerted activities. [Read more »](#)

= 9

Seattle Insists Uber Union Law Immune From Antitrust Row

= 9

Seattle told the Ninth Circuit on Friday that its ordinance allowing drivers for ride-hailing companies Uber and Lyft to unionize is immune from antitrust challenges, and that the U.S. Chamber of Commerce's lawsuit against the collective bargaining law should be rejected. [Read more »](#)

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COMPETITION

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Dems Want Past Mergers Reviewed For Impact On Jobs

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A group of House Democrats on Monday introduced new legislation that would require antitrust enforcement agencies to study several mergers each year to understand the impact of the transactions on jobs and salaries, in addition to competition and consumer welfare. [Read more »](#)

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Aussie Watchdog To Eye Facebook, Google In Sector Review

Australia's antitrust enforcer will open an investigation into whether Facebook, Google and other digital platform providers are using their market power to harm competition for

Service Employees International Union

Sierra Club

Starbucks Corporation

The Wilderness Society

Twitter Inc.

U.S. Chamber of Commerce

Uber Technologies Inc.

Volkswagen

GOVERNMENT AGENCIES

Bureau of Land Management

California Air Resources Board

California Department of Justice

Consumer Financial Protection Bureau

= 9

European Commission

European Union

Executive Office of the President

= 9

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Financial Institutions Examination Council

Federal Reserve System

Federal Trade Commission

Government Accountability Office

Internal Revenue Service

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National Highway Traffic Safety Administration

National Labor Relations Board

Navajo Nation

New Jersey Attorney General's Office

New York Attorney General's Office

media and advertising, the government said Monday. Read more »

CONSUMER PROTECTION

Mo. Leads States' High Court Challenge To Calif. Egg Law

= 9 Twelve states including Missouri urged the U.S. Supreme Court on Monday to end a "restrictive" California law requiring that eggs sold in the Golden State come from laying hens that have space to stretch out and turn around freely in their cages, according to Missouri Attorney General Josh Hawley. Read more »

= 9

GOVERNMENT CONTRACTS

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Senate Panel Gives GSA More Time On FBI Headquarters

A Senate panel on Friday gave the U.S. General Services Administration an additional 60 days to deliver a plan to move the FBI out of its aging headquarters, after the agency had originally said a new relocation plan, replacing a yearslong effort that collapsed earlier this year, would come before the end of November. Read more ½ B

INTERNATIONAL TRADE

= 9

EU Finalizes Dumping Rules As China WTO Case Simmers

The European Union's heads of state signed off on a suite of new trade remedy rules Monday in a move largely designed to head off a bombshell World Trade Organization complaint from China targeting Brussels for its treatment of Beijing in anti-dumping investigations. Read more »

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Office of Foreign Assets Control
Office of the Comptroller of the Currency

Securities and Exchange Commission

Transportation Security Administration

U.S. Attorney's Office

U.S. Coast Guard

= 9

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Senate

U.S. Supreme Court

Washington Legislature

World Trade Organization

WTO Data Shows Marked Decline In New Trade Restrictions

World Trade Organization members are steadily backing away from imposing new trade barriers, the WTO reported Monday, offering more good news for observers who have expressed fear about the threat of protectionism to the multilateral system. = 9
[Read more »](#)

TAX

= 9

House Takes Step Toward Final Tax Bill

The House took a step toward arriving at a final tax bill Monday, setting up the process to reconcile the differences between the Senate-passed tax overhaul and the House's own bill passed last month. [Read more ½ B](#)

= 9

Ireland, Apple Agree To Put \$15B In Escrow For Tax Dispute

The Ireland Department of Finance announced it has reached an agreement with Apple Inc. to put nearly \$15 billion in escrow while its dispute with the European Commission over alleged unpaid taxes proceeds through the courts. [Read more »](#)

Tax Pros See 'Panic' As New Partnership Audit Regs Loom

More time is needed to prepare for changes in federal partnership audit regulations that are set to take effect in four weeks, a conference of the nation's leading tax professionals was told Monday. [Read more »](#)

IMMIGRATION

= 9

Gov't Takes DACA Discovery Fight To High Court

The government on Friday went to the Supreme Court in an attempt to put the brakes on discovery in a group of cases over the rollback of the Deferred Action for Childhood Arrivals program, claiming that the lower court's "sweeping expansion" of the record goes against high court precedent. [Read more](#) »

= A

Immigration A Key Issue As Federal Funding Deadline Looms

= 9

U.S. Senate leaders kicked off what could be a major showdown over federal spending Monday, saying they would pursue a federal funding bill without immigration provisions Democrats have said are a condition for keeping the government open. = 9 [Read more](#) »

TELECOMMUNICATIONS

Dems Slam FCC Handling Of Net Neutrality Comment Fraud

New York's attorney general and a Democratic Federal Communications Commission leader spoke out Monday against apparent "stonewalling" from the agency in an investigation into millions of net neutrality comments filed with fraudulent identities, saying the FCC must address swirling uncertainty associated with the massive record. [Read more](#) »

= A

Democratic Senators Ask FCC To Delay Net Neutrality Vote

= 9

A group of Democratic senators on Monday called on the Federal Communications Commission to put off voting later this month on whether to roll back net neutrality protections until the agency could investigate whether the proceeding had been tainted by

hundreds of thousands of fraudulent public comments. Read more » = 9

Hollywood Trades Barbs With FCC's Pai Over Net Neutrality

Hollywood celebrities including actors Alyssa Milano and Mark Ruffalo continued to battle with Federal Communications Commission Chairman Ajit Pai on Twitter over the weekend over his expected rollback of net neutrality rules, raising questions about comments allegedly submitted to the agency via Russian email addresses. Read more »

WHITE COLLAR

Mueller Cites Gag Order Plot In Manafort House Arrest Fight

Indicted Trump campaign manager Paul Manafort was ghostwriting an editorial about his Ukrainian lobbying work despite a judge's gag order barring statements to the media, Special Counsel Robert Mueller's office said in a Monday court filing seeking to keep Manafort on house arrest. Read more »

PEOPLE

= 9

Fox Rothschild, Duane Morris Partners Tapped For NJ Bench

A Fox Rothschild LLP labor and employment partner and a Duane Morris LLP litigation partner were among 19 attorneys tapped by Gov. Chris Christie for New Jersey judgeships, according to a Monday announcement from the governor's office of appointments filed with the Secretary of State. Read more »

= 9 EXPERT ANALYSIS

= 9

Opinion

= 9

Trump's Contraception Rules Suffer From Fatal Legal Flaws

= 9 As the comment period comes to a close Tuesday for the Trump administration's interim final rules on contraception, the administration will start preparing final regulations — risking access to birth control coverage under the Affordable Care Act for thousands of women, says Nancy Northup, CEO of the Center for Reproductive Rights. [Read more »](#)

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Putting China's Fair Competition Review System Into Action

= 9

Five competition-related authorities recently issued another "top-level design" for promoting implementation of China's Fair Competition Review System, which should contribute to achieving the Chinese government's goals of regulating the activities of government agencies and maintaining fair competition in markets, say Shelley Zhang and David Goldstein of Orrick Herrington & Sutcliffe LLP. [Read more »](#)

= 9

5 Things US Cos. Should Know About Labor Reform In France = 9

The French government recently unveiled administrative orders setting out details of the reform aiming to revise French employment law. Now, with 2018 upon us, U.S. companies operating businesses in France need to be prepared for the implementation of those changes, say Severine Martel and Marie Brunot of Reed Smith LLP. [Read more »](#)

= 9

New Burma Act Would Hinder US Investment In Myanmar

Some experts estimate that the Burmese military controls up to 50 percent of the country's economy, and that an additional 20 percent is controlled by individuals and entities targeted under separate sanctions programs. As a practical matter, enactment of the Burma Act of 2017 would mean that a significant

portion of Myanmar's economy would be off-limits to U.S. investors, say members of Ropes & Gray LLP. [Read more »](#)

LEGAL INDUSTRY

Analysis

How To Tell If You're Dealing With Burnout

A general sense of malaise and unhappiness can set in when lawyers overextend themselves, are repeatedly bombarded with stressful situations, or fail to create a balance between work and the rest of their lives. Here, mental health professionals offer a guidebook for lawyers on how to identify whether that sense of dissatisfaction is actually burnout. [Read more »](#)

= 9

Akin, Ropes Offer Variations On Cravath Bonuses

= 9 Akin Gump Strauss Hauer & Feld LLP and Ropes & Gray LLP have each revealed that they will award year-end bonuses to U.S. associates with slight variations to the scale established by Cravath Swaine & Moore LLP, which has largely held sway over BigLaw firms since it was announced Nov. 28. [Read more »](#)

McGuireWoods Taps 1st African-American Chair In Its History

McGuireWoods LLP on Monday said litigator Jonathan P. Harmon will take over as chairman of the firm, succeeding a man who held the position for more than a decade and becoming the first African-American to hold the post in firm history. [Read more »](#) = 9

15 Minutes With The AMA's General Counsel

Brian D. Vandenberg took over as general counsel and senior vice president of the American Medical Association in February, bringing to the role a background in working for

companies at the intersection of health and innovation. [Read more »](#)

4 Changes To The Senate Tax Bill You May Have Missed = 9

In a rush to pass its \$1.4 trillion tax cut bill early Saturday, the Senate made several last-minute changes to major provisions to win over holdouts, but it also included less-publicized changes affecting the tax treatment of Ninth Circuit lawyers, sports leagues and universities. Here are details on four under-the-radar changes that were made to the Senate tax bill. [Read more »](#)

= 9 JOBS

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= A

= A

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From: Public Policy Law360
Sent: Tuesday, December 19, 2017 4:52 AM
To: Rep48
Subject: 5 New Changes For Businesses In The Final Tax Bill



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Tuesday, December 19, 2017



TOP NEWS

Analysis

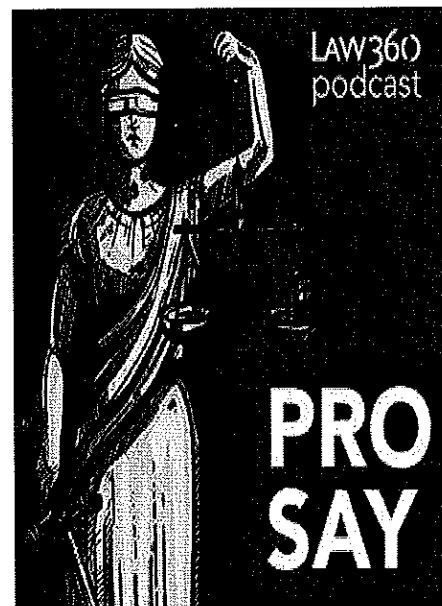
5 New Changes For Businesses In The Final Tax Bill

As the House and Senate prepare for two final votes this week on the Republicans' tax cut bill, here is a look at five key business tax changes that were not in earlier versions of the proposed legislation, but are now in the final draft and expected to be passed into law. Read more »

President Donald Trump Loses Third Judge Nominee

President Donald Trump has lost a third court nominee this week after D.C. District nominee Matthew Petersen withdrew his nomination, a White House official confirmed Monday. Read more »

Different Analysts See Different Outcomes From Tax Bill



Listen to our new podcast here

LAW FIRMS

Akin Gump

Allen & Overy

Preliminary analyses by the Tax Foundation and the Tax Policy Center showed that the majority of citizens will see increased tax refunds next year under the tax bill being considered in Congress, but disagree as to what degree. [Read more »](#)

Analysis

The Biggest NJ Policy Developments Of 2017

New Jersey Gov. Chris Christie signed off on legislative measures this year to combat the nation's opioid epidemic and legalize daily fantasy sports games while rejecting an initiative barring employers from asking job applicants about their salary history, as state environmental regulators revised standards affecting companies' soil cleanup costs. [Read more »](#)

Analysis

The Biggest Pennsylvania Policy Developments Of 2017

For the second time in three years, the fight over the state budget was the biggest battle in Harrisburg in 2017, revealing divisions not only between Democratic Gov. Tom Wolf and Republican majorities in the General Assembly but also between Republican leadership in the House and Senate. But the impasse was ultimately resolved with a significant expansion of gambling in the state. [Read more »](#)

Health Care Fixes, FISA, CHIP Tacked To Gov't Funding Talks

The Senate's top Republican said Monday that year-end funding talks for the federal government will include a host of other issues, ranging from child health insurance to individual health care market fixes, intelligence authorities and additional disaster funding. [Read more »](#)

BANKING & SECURITIES

London Stock Exchange Biz Capital Program Heads To China

Arnold & Porter Kaye Scholer

Baker McKenzie

Blank Rome

Bryan Cave

Cadwalader Wickersham

Cahill Gordon

Cleary Gottlieb

Clifford Chance

Clyde & Co

Cohen Milstein

Covington & Burling

Cozen O'Connor

Cravath Swaine

DAC Beachcroft

Davis Polk

Debevoise & Plimpton

Dechert

Doar Rieck

Duane Morris

Eckert Seamans

Eversheds Sutherland

Freshfields

Fried Frank

Gardere Wynne Sewell

Goldberg Segalla

Gordon & Rees

Goulston & Storrs

Gupta Wessler

Jones Day

Kasowitz Benson

Kiesel Law

Lieberman & Blecher

Linklaters

Manko Gold

Margulies Wind

Milbank Tweed

Moore & Van Allen

Morgan Lewis

The international business support and capital-raising program run by the London Stock Exchange has expanded into China through an agreement with a Shenzhen Stock Exchange subsidiary, in an effort to grow small and medium-sized businesses in the region. [Read more »](#)

Hong Kong's Embrace Of Multi-Class Shares Not Absolute

The Hong Kong Stock Exchange owner's long-awaited decision to endorse the listing of multi-class share structures that reserve super-voting rights for company founders, a bid to become more competitive globally, contains several caveats, according to details of the plan released Friday. [Read more »](#)

ENERGY & ENVIRONMENTAL

EPA Seeks Suggestions For Clean Power Plan Replacement

The U.S. Environmental Protection Agency said Monday that it will seek public input on the Trump administration's replacement for Clean Power Plan regulations, which the White House put on the chopping block earlier this year. [Read more »](#)

HEALTH & LIFE SCIENCES

Pa. Gov. Vetoes Bill To Limit 2nd-Trimester Abortions

Pennsylvania Gov. Tom Wolf vetoed a bill Monday that would have banned certain types of abortions, especially in the second trimester, calling the proposed legislation a "disingenuous and bald-faced attempt to create the most extreme anti-choice legislation in the country." [Read more »](#)

FDA Vows Crackdown On Homeopathic Treatments

The U.S. Food and Drug Administration on Monday vowed to more aggressively oversee homeopathic products by targeting treatments

Orrick Herrington
Paul Weiss
Proskauer Rose
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Sedgwick LLP
Shearman & Sterling
Sills Cummis
Simpson Thacher
Skadden
Susman Godfrey
Tanenbaum Keale
Vorys Sater
Weil Gotshal
Wilkinson Walsh
Willkie Farr
Winston & Strawn
Withers Bergman

COMPANIES

Alibaba Group Holdings Ltd.
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
Apple Inc.
BDO USA LLP
Cato Institute
Clearfield Inc.
DraftKings Inc.
Equifax Inc.
FanDuel Inc.
Fitbit Inc.
Garmin Ltd.
Hong Kong Exchanges and Clearing
Institute for Justice
Kaspersky Lab Ltd.

that are sloppily made, sold to vulnerable consumers or marketed for serious diseases. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

Transpo Dems Push for Stronger Buy America Requirements

Democrats on the House Committee on Transportation and Infrastructure made moves Monday to strengthen Buy America and Buy American laws to ensure that federal funds invested in transportation and infrastructure use iron, steel and other goods produced in the U.S. "to the maximum extent possible." [Read more »](#)

Bid To Halt DOT Wheelchair Rule's Delay Hinges On Citation

A D.C. federal judge said Monday that he'd rule by week's end on the proper venue, and likely ultimate fate, of Paralyzed Veterans of America's lawsuit challenging the U.S. Department of Transportation decision to delay by one year an airline reporting requirement for lost and damaged wheelchairs. [Read more »](#)

PRIVACY & CYBERSECURITY

Kaspersky Lab Sues White House Over Software Ban

Moscow-based antivirus firm Kaspersky Lab sued the White House in D.C. federal court Monday, claiming that a U.S. Department of Homeland Security order banning the company from U.S. government computer systems violated its due process rights. [Read more »](#)

CONSUMER PROTECTION

Mulvaney Says Pushing Him Out Would Slow Down CFPB

The acting Consumer Financial Protection Bureau director recently installed by President Donald Trump said Monday that an injunction

Lexmark International, Inc.
London Stock Exchange Group PLC
Make the Road New York
NASDAQ OMX Group Inc.
National Immigration Law Center
New York Times Co.
Nike Inc.
Public Knowledge
Shenzhen Stock Exchange
Snap Inc.
Tax Foundation
The City University of New York
Twitter Inc.
United Food and Commercial Workers International Union
Washington Post Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Delaware River Basin Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Trade Commission
Florida Commission on Ethics
Florida House of Representatives
Food and Drug Administration
Internal Revenue Service
National Security Agency
New Jersey Legislature
New York State Department of Labor

sought by a rival for the job should be rejected to avoid sowing further confusion in the bureau and the broader market for consumer financial services. [Read more »](#)

Texas Appeals Court Overturns Brewers' Distribution Row Win

The Texas Alcoholic Beverage Commission has successfully appealed a Travis County district court judge's ruling that a state law barring beer, ale and malt liquor producers from selling regional distribution rights for their products is unconstitutional and invalid, with Texas' Third Court of Appeals reversing that decision in an opinion issued Friday. [Read more »](#)

TAX

Top Federal Tax Regulations Of 2017: Year-In-Review

While the Republicans' push to revamp tax laws has dominated much of the dialogue among observers in the tax arena this year, several significant tax rule changes took place affecting partnerships and the energy industry in particular. [Read more »](#)

Hatch Denies Lawmaker Influenced Pass-Through Deduction

The pass-through deduction in the final tax reform bill was not "air-dropped" into the conference agreement and had no connection to Sen. Bob Corker, R-Tenn., who decided to support the final version after voting against earlier versions, Sen. Orrin Hatch, R-Utah, wrote in a letter Monday. [Read more »](#)

Cuomo Calls Congress' Tax Bill 'Economic Civil War'

New York Gov. Andrew Cuomo blasted the Republican tax bill Monday, saying Democratic senators would be justified in forcing a government shutdown over the legislation and

Ohio Environmental Protection
Agency
Securities and Exchange
Commission
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Department of Homeland
Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection
Agency
U.S. House of Representatives
U.S. Supreme Court
United States District Court for the
Eastern District of Pennsylvania

calling it an "economic dagger" through the heart of the Empire State. [Read more »](#)

9th Circ. Denies Foundation's Appeal Over Political Ad Tax

The Ninth Circuit on Friday affirmed a U.S. Tax Court ruling that a charitable foundation's radio commercials were meant to influence Oregon voters instead of merely educating them, incurring \$750,000 in excise taxes. [Read more »](#)

IRS Floats Tax Rules On Foreign Subsidiary Currency Gains

The IRS on Monday proposed rules governing the tax treatment of gains and losses incurred by U.S. companies' overseas subsidiaries on deals conducted in foreign currencies, and clarified whether hedging transactions qualified for a tax exclusion. [Read more »](#)

IMMIGRATION

DACA Recipients Seek Injunction To Stop Rollback

Deferred Action for Childhood Arrivals program applicants asked a New York federal judge Friday to grant them class certification and prevent the federal government from terminating their deportation relief with a preliminary injunction. [Read more »](#)

Immigrants Ask For Anonymity In DACA Termination Suit

Advocates including the National Association for the Advancement of Colored People asked a Washington, D.C., federal judge Friday to protect the identities of nine immigrants who fear retaliation for their role in a suit challenging the abrupt end to the Deferred Action for Childhood Arrivals program. [Read more »](#)

TELECOMMUNICATIONS

4 Things You May Have Missed At The Latest FCC Meeting

The Federal Communications Commission pushed through a highly controversial vote at its December meeting on Thursday, rolling back Obama-era net neutrality protections amid outdoor protests and a security threat that briefly cleared the meeting room. [Read more »](#)

Groups Plan To Protest Proposed FCC Broadband Standards

Ten technology-focused advocacy groups announced a planned social media campaign Monday targeting the Republican-controlled Federal Communications Commission's plans to lower standards for acceptable internet access and speeds. [Read more »](#)

WHITE COLLAR

Manafort Allowed To Spend Christmas In The Hamptons

A D.C. federal judge signed off Monday on indicted former Trump campaign manager Paul Manafort's request to spend Christmas in the Hamptons, although the judge complained about the "somewhat burdensome" request that federal prosecutors did not challenge. [Read more »](#)

Fla. Judge Recuses Himself In FEC's Suit Against Ex-US Rep.

A Florida federal judge recused himself Monday from overseeing the Federal Election Commission's suit alleging former U.S. Rep. David Rivera, R-Fla., secretly contributed funds to his main Democratic opponent's primary challenger in a 2012 campaign. [Read more »](#)

Philly Consultant Cops To \$1M Lobbying, Kickback Scheme

A Philadelphia-based political consultant admitted Monday in Missouri federal court to taking part in a scheme to spend nearly \$1

million in charity funds on political outreach and kickbacks, 10 days after pleading guilty in Pennsylvania federal court to lying to the FBI in an unrelated case, authorities said. [Read more »](#)

EXPERT ANALYSIS

Opinion

A Fair Rate Of Return Is Required When States Set Prices

The U.S. Supreme Court should hear *Mercury v. Jones* in order to clarify the constitutionally required fair rate of return standard. When a business loses the freedom to operate according to free market principles, going out of business is not a "fair rate of return," say Trevor Burrus of the Cato Institute and Eric Ashby of the University of Michigan Law School. [Read more »](#)

What To Know About NY's Proposed 'Call-In Pay' Regs

Recently proposed regulations by the New York State Department of Labor will result in challenges for employers who regularly fall into situations where employee schedules are not determined well in advance or change at the last minute, say Kristin Klein Wheaton and Christopher Maugans of Goldberg Segalla. [Read more »](#)

Ohio's New Practical Approach To Waste Management

Ohio will soon join Texas and New Jersey as the only states to regulate "paint and paint-related waste" as universal waste under the Resource Conservation and Recovery Act. The move is a positive change for Ohio industries from both an economic and "practicality of handling waste" perspective, says David Edelstein of Vorys Sater Seymour and Pease LLP. [Read more »](#)

How 2 Devices And 1 Domain Changed My Practice In 2017

The question I like to ask is not just what new technology is available, but how can it improve the quality of my practice — and my life? This year, the iPhone X, the Apple Watch Series 3 and a .LAW domain have proven to be great investments, for both professional and personal reasons, says attorney Paul Kiesel of Kiesel Law LLP. [Read more »](#)

LEGAL INDUSTRY

Analysis

Kozinski Fall Carries 'MeToo' Message For Judges, Clerks

It took barely a week for a wave of sexual harassment allegations to sink Ninth Circuit Judge Alex Kozinski, but court watchers said his Monday resignation should send ripples through the courts for years to come as clerks and staffers become more emboldened to complain about problematic judges. [Read more »](#)

Kozinski To Retire In Wake Of Sexual Misconduct Allegations

Judge Alex Kozinski, the veteran judge of the Ninth Circuit who is facing a judicial inquiry over accusations of inappropriate sexual behavior, announced Monday that he is immediately retiring from the court. [Read more »](#)

2 BigLaw Firms Stray From Cravath Scale

While most BigLaw firms have awarded year-end associate bonuses in line with the scale set by Cravath Swaine & Moore LLP, a pair of firms recently revealed that they would dole out paydays that either surpass or fall behind the standard. [Read more »](#)

Clyde & Co Nabs Big Piece Of Sedgwick Insurance Practice

U.K.-based global firm Clyde & Co will take in 15 insurance and litigation partners from Sedgwick LLP at the beginning of next year, as

the San Francisco-based firm prepares to close its doors. [Read more »](#)

Analysis

15 Minutes With Lexmark's General Counsel

Brent Lambert, who took over as senior vice president, chief legal officer and secretary of Lexmark over the summer, spoke with Law360 about the potential upcoming changes in the imaging market. [Read more »](#)

JOBS

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From: Munsup @SISCOM Seoh

Sent: Monday, February 19, 2018 9:22 AM

To: Munsup @SISCOM Seoh

Subject: [mpen-cleveland] FW: Trump wants to SLASH funding for NPR; Sign if you agree; NYT Headlines; Ban assault weapons; They're Privatizing Purdue; and more

FYI. Best, Munsup

P.S. Please reply back to me with 'unsubscribe' added to the subject line if you no longer want to receive my e-Newsletters. The convenient link to unsubscribe is no longer available due to security reasons to protect my email servers.

-
- FW: FOX NEWS Reports: Trump wants to SLASH funding for NPR
 - FW: Republican plan to STEAL our elections [so bad!]
 - FW: Sign if you agree: Ban assault weapons now
 - FW: Devastating political speech by FL Senior...
 - NYT Today's Headlines: (1) How Unwitting Americans Encountered Russian Operatives Online
 - (2) Trump's Conspicuous Silence Leaves a Struggle Against Russia Without a Leader
 - (3) 13 Russians Indicted as Mueller Reveals Effort to Aid Trump Campaign
 - (4) Nikolas Cruz's 10s Lifetime of Trouble: Family Loss, Flashes of Rage
 - FW: Add your name: Ban assault weapons
 - FW: They're Privatizing Purdue
 - Gun Raffle in KS; Senator's Spouse Biz Conflicts; Sell Airports?; FCCs Ajit Pai Under Investigation
-

From: BREAKING

Subject: FOX NEWS Reports: Trump wants to SLASH funding for NPR

FOX NEWS



**TRUMP PROPOSES CUTTING ALL
FEDERAL FUNDS FOR NPR, PBS**

[DEMAND CONGRESS SAVE PBS AND NPR >>](#)

President Trump's latest budget could pull the rug out from under PBS and NPR. Just imagine a world with FOX News everywhere... and NPR GONE. It's Awful!! But sadly, right-wing donors and Special Interests HATE public funding for news and educational programming. So they're trying to kill NPR and PBS. We need to send a petition to Washington before anyone even THINKS about passing these cuts. [15,000 Signatures Needed] Demand Congress SAVE NPR and PBS:

[DEMAND CONGRESS SAVE PBS AND NPR >>](#)

But sadly, right-wing donors and Special Interests HATE public funding for news and educational programming. So they're trying to kill NPR and PBS.

FOX NEWS

The 2019 federal budget that the White House unveiled Monday again proposes cutting all federal funding for the Corporation for Public Broadcasting, which funnels money to NPR and PBS. In a statement, President and CEO of the Corporation for Public

Broadcasting Patricia Harrison excoriated the proposal, suggesting it might even lead to fatalities.

"Americans place great value on having universal access to public media's educational and informational programming and services, provided commercial free and free of charge."

DEMAND CONGRESS SAVE PBS AND NPR >>

PBS and NPR have been producing educational programs and public safety broadcasting for decades. A Democracy without free, educational programs is DOOMED. Many Americans rely on these programs to learn about our country and the world. To support PBS and NPR is to support transparency. So we are sending an urgent petition to Congress to DEMAND they save PBS and NPR. Sign the petition now:

DEMAND CONGRESS SAVE PBS AND NPR >>

From: ☞ Urgent Voting Rights update [Progressive Takeover]
Subject: Republican plan to STEAL our elections [so bad!]

SIGN NOW: [24 hour deadline] Stop Republican Gerrymandering

FIRST: The Pennsylvania Supreme Court ruled Partisan Gerrymandering unconstitutional. YES!!!

BUT THEN: Republicans announced an effort to IMPEACH the Supreme Court Justices who BANNED them from Gerrymandering!!

We are sending a grassroots petition to block the impeachment -- but we need 8,064 signatures by Monday.

Sign to stop Republicans from RESTORING partisan Gerrymandering:

STOP GERRYMANDERING >>

This is really a new low. It's an embarrassing example of how awful Republicans really are!

They're so scared to lose that they're willing to IMPEACH the Supreme Court.

We are fighting back stronger than ever. But we need your help. Sign now to block the impeachment and END Republican gerrymandering:

STOP GERRYMANDERING >>

Progressive Takeover is leading the fight against the Republicans rigging our elections. Our focus on state races has HUGE national implications.

Help us stop unconstitutional gerrymandering once and for all. Click the link below:

<https://act.progressivetakeover.org/go/Stop-Gerrymandering-NOW>

From: Heidi Hess; Senior Campaign Manager, CREDO Action from Working Assets
Subject: Sign if you agree: Ban assault weapons now

**Tell Republicans in Congress: Thoughts and prayers
are not enough**

The petition to Republicans in Congress reads:

"Put your constituents before the National Rifle Association.

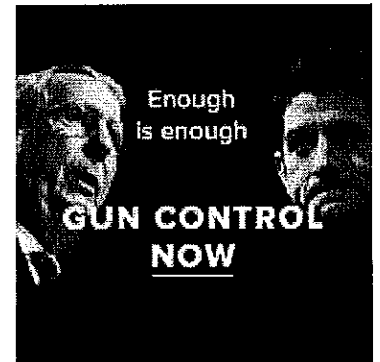
Take immediate action to ban weapons of war, including assault weapons and large capacity magazines, which have no place in the hands of private citizens."

Add your name:

Sign the petition▶

Within hours of Wednesday's deadly mass shooting at a Parkland, Florida high school – which took the lives of at least 17 people – Republican politicians without the courage to support real solutions to our gun violence crisis released statements and social media posts offering their “thoughts and prayers” to the victims and their families.¹

It was the exact same cowardly, ineffectual response they offered after gunmen wielding AR-15 assault rifles killed people at a church in Sutherland Springs, Texas, a concert in Las Vegas, Pulse nightclub in Orlando and Sandy Hook Elementary School.²



It is time for Republicans in Congress to join Democrats in standing up to the National Rifle Association and pass an assault weapons ban that will save American lives.

Tell Republicans in Congress: Thoughts and prayers are not enough. We need gun control now. Click here to sign the petition.

Tragic mass shootings like the one yesterday in South Florida have become all too common. The last 5 months alone now account for three of the 10 deadliest mass shootings in modern U.S. history.³ In the past 5 years, there have been nearly 300 school shootings in the United States,⁴ 20 including 17 so far in 2018 alone.⁵

According to Newsweek, “Florida has some of the weakest gun laws in the country.” Gun owners are not required to have a license, they are not required to register their guns and it is perfectly legal to own semi-automatic assault rifles like the one used in Wednesday's tragic shooting.⁶ The heartbreaking truth is that the combination of weak state and federal gun laws made Wednesday's horrific attack possible.

Tell Republicans in Congress: Thoughts and prayers are not enough. We need gun control now. Click here to sign the petition.

There's one reason why politicians consistently fail to take real action on gun violence: The National Rifle Association. The NRA has a chokehold on Congress that keeps most bills about gun control from even coming to the floor for a vote. Politicians beholden to – or afraid of – the NRA are willing to turn their backs on their constituents when it comes time to implement reasonable limits and controls on guns. But you can count on them for a “heartbroken” tweet about their “thoughts and prayers” when a tragic shooting makes the national news.

Finally breaking the NRA's chokehold on Congress will require massive grassroots pressure on our elected officials, demanding that they deliver more

than thoughts and prayers in the face of our epidemic of gun violence.

We must forcefully demand that Congress takes immediate action to ban weapons of war, including assault weapons and large capacity magazines. Please add your name to our emergency petition now.

**Tell Republicans in Congress: Thoughts and prayers are not enough.
We need gun control now. Click the link below to sign the petition:**

<https://act.credoaction.com/sign/parkland?t=8&akid=27314%2E1004336%2EhqitRq>

Add your name:

Sign the petition ►

1. Ed Mazza, "People Sick Of 'Thoughts And Prayers' Demand Action After Florida School Shooting," HuffPost, Feb. 15, 2018.
2. Igor Volsky, "Tweet," Twitter, Feb. 14, 2018.
3. The New York Times, "Florida Shooting: Nikolas Cruz Is Charged With 17 Counts of Murder," Feb. 15, 2018.
4. BBC News, "Florida shooting: 'Policy and change' not 'thoughts and prayers'," Feb. 15, 2018.
5. Meghan Keneally, "There have already been 18 school shootings in the US this year: Everytown," ABC News, Feb. 14, 2018.
6. Chantal Da Silva, "Florida Massacre Survivor Tells Trump: 'I Don't Want Your Condolences,' Demands Gun Control," Newsweek, Feb. 15, 2018.

From: Andrew Tierman

Subject: Devastating political speech by FL Senior...

Devastating political speech by Marjory Stoneman Douglas High School senior, Emma Gonzales, calling for gun control.

SEE: <http://www.cnn.com/2018/02/17/us/florida-student-emma-gonzalez-speech/index.html>

From: New York Times

Subject: Today's Headlines: (1) How Unwitting Americans Encountered Russian Operatives Online

(2) Trump's Conspicuous Silence Leaves a Struggle Against Russia Without a Leader

(3) 13 Russians Indicted as Mueller Reveals Effort to Aid Trump Campaign

(4) Nikolas Cruz's Lifetime of Trouble: Family Loss, Flashes of
Rage

How Unwitting Americans Encountered Russian Operatives Online

By SCOTT SHANE

With imperfect English and tireless posting on Facebook and Twitter, Russian trolls summoned Americans to rallies, praised Donald J. Trump and played on political divisions.

Trump's Conspicuous Silence Leaves a Struggle Against Russia Without a Leader

By PETER BAKER

President Trump depicted indictments charging Russians with interfering in America's politics as a vindication for himself rather than a threat to the United States.

13 Russians Indicted as Mueller Reveals Effort to Aid Trump Campaign

By MATT APUZZO and SHARON LaFRANIERE

The indictment does not allege collusion but reveals in painstaking detail how Russians posed as American activists to boost Mr. Trump's campaign.

Nikolas Cruz's Lifetime of Trouble: Family Loss, Flashes of Rage

By RICHARD FAUSSET and SERGE F. KOVALESKI

Mr. Cruz, the suspect in the Parkland, Fla., school shooting, had no criminal history. But his childhood was certainly difficult.

From: Andy Pelosi, The Campaign to Keep Guns off Campus

Subject: Add your name: Ban assault weapons

Yesterday, another mass shooting took place in a school leaving 17 people dead and many others severely injured. It was the 18th school shooting in 2018, and it's only February.^{1,2}

The shooter used an AR-15, a military-style assault weapon with large capacity magazines. This type of weapon was also used in previous mass shootings, including Aurora, Newtown, San Bernardino, Sutherland Springs, and Las Vegas.³

We do not want to hear our state and federal officials offering their thoughts and prayers for this latest tragedy—we want action now!

Sign the petition to ban military-style assault weapons and large capacity magazines in civilian society. They are designed to kill and injure large numbers of people in a short period of time.

Our schools must be havens for learning where students can feel safe and not have to worry about being gunned down in their own classrooms or on the playground. Military-style assault weapons are weapons of war and have no place in our communities.

Sign Andy's petition

We cannot allow the daily carnage in our country to be the new normal.

Tell Trump, Congress, and Florida legislators to act now to ban military-style assault weapons and large capacity magazines.

Click here to add your name to this petition, and then pass it along to your friends.

Sources:

1. "Death Toll Is at 17 and Could Rise in Shooting," *The New York Times*, February 14, 2018
<https://act.moveon.org/go/33970?t=D17&akid=198978%2E1195276%2E5ioVft>
2. "There have already been 18 school shootings in the US this year: Everytown," ABC News, February 14, 2018
<http://act.moveon.org/go/33971?t=19&akid=198978%2E1195276%2E5ioVft>
3. "Why the AR-15 keeps appearing at America's deadliest mass shootings," CNBC, February 15, 2018
<https://act.moveon.org/go/33972?t=21&akid=198978%2E1195276%2E5ioVft>

You're receiving this petition because we thought it might interest you. It was created on MoveOn.org, where anyone can start their own online petitions. You can start your own petition here.

Want to support our work? The MoveOn community will work every moment, day by day and year by year, to resist Trump's agenda, contain the damage, defeat hate with love, and begin the process of swinging the nation's pendulum back toward sanity, decency, and the kind of future that we must never give up on. And to do it we need your ongoing support, now more than ever. **Will you stand with us?**
Donate monthly or make a one-time gift

Contributions to MoveOn.org Civic Action are not tax deductible as charitable contributions for federal income tax purposes. This email was sent to Munsup Seoh on February 16th, 2018.

From: David P. Nalbone, PhD, Purdue University Northwest, Vice President, Indiana
Conference of the AAUP
Subject: They're Privatizing Purdue

They're privatizing Purdue!

In five days the Higher Learning Commission, Purdue's regional accrediting body, will vote on the final step toward privatization. If the HLC votes in favor, online courses at public land-grant Purdue University will be produced and run by for-profit higher ed corporation Kaplan.

The Indiana conference of the AAUP, along with the Purdue Social Justice Coalition, Hoosiers for Action, UnKoch My Campus, In the Public Interest, American Federation of Teachers, and elected officials across the state of Indiana have mounted a bold coalition-based resistance to this privatization deal. But we need your help.

Stand with us in urging the Higher Learning Commission to vote against accrediting Kaplan's online program at Purdue until issues of transparency, student welfare, and academic quality are resolved. Sign our #KeepPurduePublic petition.

Additionally, if you're a community leader, serving as a local elected official or at the helm of an organization, sign our Leader Sign-on Letter.

Kaplan is notorious. And the lack of transparency with which the Purdue-Kaplan deal has been advanced is troubling -- even more so when considering Kaplan's record of unaccountability to their students.

As Senators Dick Durbin and Sherrod Brown point out in their September 2017 letter cautioning Purdue University President Mitch Daniels: "Like nearly every major for-profit college, Kaplan has been the subject of numerous state and federal investigations and lawsuits. In 2014, the company reached a settlement with Florida Attorney General Pam Bondi to settle allegations that it made misleading marketing claims to Florida students. Massachusetts Attorney General Maura Healey reached a settlement with Kaplan in 2015 related to inflated job placement numbers and unfair recruiting practices. Also in 2015, the company agreed to pay the U.S. Department of Justice more than \$1 million to settle a False Claims Act lawsuit."

Tell the Higher Learning Commission to #KeepPurduePublic and say #NoKaplan.

Or if you're a community leader, sign here.

This is just one piece of a bold coalition-based movement we're building to keep privatization out of public higher education. We hope you'll join us.

P.S. Here's even more background information on the Purdue-Kaplan deal to share with friends and colleagues:

- Durbin-Brown Letter
- Bangert: Law shields Purdue's new online school



From: Thomas Scott

Subject: Gun Raffle in KS; Senator's Spouse Biz Conflicts; Sell Airports?; FCCs Ajit Pai Under Investigation

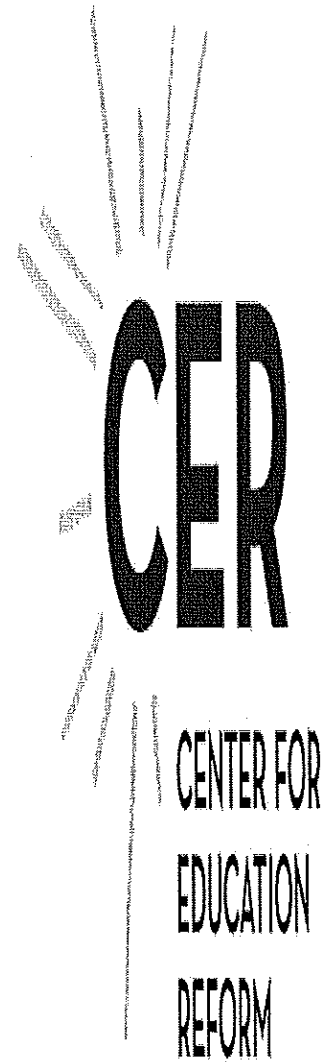
- ✦ [Kansas Congressional Candidate Raffling Off AR-15 Rifle](#)
- ✦ [Global Shipping Business Tied to Mitch McConnell, Secretary Elaine Chao Shrouded in Offshore Tax Haven](#)
- ✦ [Trump administration wants to sell National and Dulles airports, other assets across U.S.](#)
- ✦ [Drugs, alcohol and suicides contribute to alarming drop in U.S. life expectancy](#)
- ✦ [FCC Chair Ajit Pai Under Investigation By Inspector General](#)

End of MPEN e-Newsletter

From: The Center for Education Reform
Sent: Friday, February 23, 2018 12:43 PM
To: Rep48
Subject: Employee Freedom on Trial Monday

MEDIA ADVISORY

Friday, February 22, 2018



CONTACT

Christina Mazzanti, Dir., Communications
christina@edreform.com
(202) 750-0016

Monday: US Supreme Court hears arguments on worker freedom

Janus v. AFSCME decision, whether favorable or not, will have wide-ranging implications for public-sector union employees and education at large

(Washington, D.C.) - On Monday the U.S. Supreme Court hears oral arguments in *Janus v. AFSCME*. The significance of this case cannot be overstated; the decision could potentially restore the freedom of public employees to choose how they want their hard-earned paychecks spent, and might put decisions about voluntary union membership back into the hands of the employees themselves.

According to the Manhattan Institute, the decision can affect 5 million public workers across 22 states including California, Illinois, and New York.

The case results will also have implications for the quality of education we deliver to our children. The teachers unions fight hard to protect mediocrity, even in failing schools, and support policies that keep ineffective teachers in the classroom, a taken-for-granted practice which in turn discourages more quality entrants to the profession.

Union demands for teachers to all behave and comply with fixed rules about how schools are run stifle innovation.

The largest teachers unions in the U.S., the National Education Association and the American Federation of Teachers, are also among the largest political donors of all time, together spending the second most in political donations nationally. Many of the policies and politicians they support, and programs they seek to have implemented prevent children from escaping failing schools and deny parents their due power to determine which education best meets the needs of their children.

Leaders on both sides of the argument will be at the Supreme Court Monday. CER and its leadership will be on site to arrange interviews, and CER Founder & CEO Jeanne Allen will be available for comment. For more, contact Christina Mazzanti at (202) 750-0016 or christina@edreform.com, and for information on location

Monday contact Patrick Korten at (202) 288-4307 or
patrick.korten@kortenmedia.com.

###

Founded in 1993, the Center for Education Reform aims to expand educational opportunities that lead to improved economic outcomes for all Americans — particularly our youth — ensuring that conditions are ripe for innovation, freedom and flexibility throughout U.S. education.

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= A

The Center for Education Reform | 1901 L Street NW, Suite 705, Washington, DC 20036

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Sent by cer@edreform.com in collaboration with = A

Constant Contact 

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= A

From: Max.Behlke@ncsl.org

Sent: Tuesday, February 27, 2018 10:32 AM

To: Rep48

Subject: Cap to Cap: This Week: Gun Control and Remembering the Rev. Billy Graham



CapitoltoCapitol

NATIONAL CONFERENCE OF STATE LEGISLATURES



Feb. 27, 2018

In This Issue:

This Week: Gun Control and Remembering the Rev. Billy Graham

US Supreme Court Hears Arguments in Union Dues Case

White House Meeting on School Safety

Supreme Court to Hear Online Sales Tax Case in April

DACA and Immigration Debate Stalls in Senate

Congressional Appropriators Race to March 23 Deadline

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

Also of Note...

This Week: Gun Control and Remembering the Rev. Billy Graham

Congress returned yesterday from its Presidents' Day recess, which was dominated by the issue of gun control. Since the Feb. 14 shooting at Stoneman Douglas High School in Parkland, Fla., the nation has been immersed in an intense debate on what to do to prevent future school shootings. However, don't expect Congress to act this week. While the Senate will be in session all week, the House will conclude business today to make way for the remembrance of Rev. Billy Graham, who will become only the fourth private citizen to lie in honor in the Capitol Rotunda on Wednesday and Thursday.

US Supreme Court Hears Arguments in Union Dues Case

Perhaps the most significant debate on Capitol Hill this week will take place yesterday in the U.S. Supreme Court. The decision could not only affect every member of a public sector union but also result in the largest shift in federal education policy in 40 years.

On Monday, the U.S. Supreme Court heard oral argument in Janus v. American Federation of State, County and Municipal Employees (AFSCME) Council 31. Mark Janus, a public-sector employee in Illinois, is challenging the constitutionality of a state statute allowing public sector employers and unions to agree that employees who don't join the union must still pay their "fair share" of collective bargaining costs. Janus argues that

requiring him to pay his "fair share" of union dues is a violation of his First Amendment free speech rights. Janus asserts he should have the choice to join or not join, pay or don't pay.

Since 1977, when the US Supreme Court ruled in Abood v. Detroit Board of Education, public employees subject to fair share agreements have been required to pay for union representation, even if the worker doesn't join the union.

It is estimated that *Janus v. AFSCME* could impact 5.5 million public sector employees. The ruling could alter the relationship between labor and management, nationwide union membership and dues collection. At present, 22 states authorize fair share for public sector employees.

The *Janus* decision may have an outsized impact on public education given that two of the three largest public sector unions in the nation relate to education= 7the National Education Association and the American Federation of Teachers. Employees in education had the highest unionization rate of all sectors, with 37.2 percent being represented by a union.

On Dec. 5, attorneys general in 20 states (Michigan, Alabama, Arizona, Arkansas, Florida, Georgia, Idaho, Indiana, Kansas, Louisiana, Missouri, Nebraska, Nevada, Oklahoma, South Carolina, Tennessee, Texas, Utah, West Virginia, and Wisconsin) filed an amicus curiae brief in support of Janus. On Jan. 19, attorneys general in 20 states (New York, Alaska, Connecticut, Delaware, Hawaii, Iowa, Kentucky, Maine, Maryland, Massachusetts, Minnesota, New Jersey, New Mexico, North Carolina, Oregon, Pennsylvania, Rhode Island, Vermont, Virginia and Washington) and the District of Columbia filed an amicus curiae brief in support of AFSCME.

In 2016, the U.S. Supreme Court considered a similar case Friedrichs v. California Teachers Union. With the death of Justice Antonin Scalia, the Court deadlocked with a 4-4 decision. Justice Gorsuch could be the swing vote to overturn *Abood*. A decision is expected by the end of June.

NCSL Contacts: Jon Jukuri (labor), Joan Wodiska (education)

DYK? Sunday marked the 25th anniversary of the first terror attack on the World Trade Center. The attack, which killed six people and injured more than a thousand others, involved Islamic terrorists who blew up a 1,200 pound bomb in an underground parking garage in an attempt to collapse the twin towers.

White House Meeting on School Safety

In the wake of the Parkland, Fla., school shooting, last week President Donald Trump, Vice President Mike Pence, and Secretary of Education, Betsy DeVos met with more than 40 survivors, teachers and community members to discuss strategies to reduce school violence. In the meeting, the president expressed his support to improve federal background checks on gun purchases, equip school staff with firearms and explore other avenues to improve school safety. The president also issued a [Presidential Memorandum](#) directing the U.S. Department of Justice to "expeditiously as possible, to propose for notice and comment a rule banning all devices that turn legal weapons into machineguns." An official [federal regulatory review](#) of the "bump stock" rule began last fall, following the deadly shooting in Las Vegas, Nev. Over 100,000 comments were received and are being reviewed by the Justice Department.

NCSL Contact: [Joan Wodiska](#)

Supreme Court to Hear Online Sales Tax Case in April

On Friday, the Supreme Court set the argument date for the *South Dakota v. Wayfair* remote sales tax case for Tuesday, April 17. If the court rules in the South Dakota's favor, every state could be granted the authority to require remote businesses to collect and remit sales taxes on transactions made by their state's residents. If South Dakota loses, the long-term viability of the sales tax as a state revenue stream for states may be in jeopardy. For more, visit [NCSL's page](#) that summarizes the case as well as the history of remote sales tax collection issue in the states.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DACA and Immigration Debate Stalls in Senate

Before Congress recessed, and before the re-emergence of the gun control debate, a fierce debate on immigration consumed Capitol Hill. However, lawmakers on Capitol Hill failed to reach a consensus on the issues of immigration reform, border security and the "Dreamers" and there is still no clear path forward for a comprehensive deal. In the Senate, neither of the four immigration-related proposals cleared the 60 vote threshold needed to advance legislation and it is unlikely that any proposal from the House would be entertained by the Senate.

While the president had set March 5 as the deadline for Deferred Action for Childhood Arrivals (DACA) recipients, at which point he would terminate the program, federal district judges in California and New York have delayed that possibility, thus allowing more time for negotiators to work out a deal. On Monday morning, the U.S. Supreme Court denied the administration's request to rule on the legality of DACA in advance of a U.S. Circuit Court decision. In a one sentence denial of the administration's request, the Court stated, "[I]t is assumed that the Court of Appeals will proceed expeditiously to decide this case." The Court of Appeals is expected to rule on the injunction as early as April.

NCSL Contact: Susan Frederick, Lucia Bragg

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NCSL Contact: [Susan Frederick](#), [Lucia Bragg](#)

DYK? Since 1870, when Senator [Hiram Revels](#) of Mississippi and Representative [Joseph Rainey](#) of South Carolina became the first African Americans to serve in Congress, a total of 153 African Americans have served as U.S. Representatives, Delegates, or Senators.

Congressional Appropriators Race to March 23 Deadline

The Bipartisan Budget Act of 2018 included the fifth continuing resolution (CR) for fiscal year (FY) 2018 and set new spending caps on how much the government can spend through FY 2019. Now, lawmakers have just four weeks to craft the 12 annual appropriations bills, or one combined omnibus bill, before March 23 when the government is at risk of another government shutdown. To make things even more complicated, the budget deal also had several informal agreements that were agreed to, but did not give specifics. This includes yearly funding of:

- \$3 billion to "fight against the opioid and mental health crises."
- \$10 billion for infrastructure.
- \$2 billion to "rebuild and improve" veteran's health care.
- \$2 billion for "college affordability."
- \$2.9 billion for the child care development block grant.
- \$1 billion for the National Institutes of Health.

Now, appropriators will have to translate how this funding will look while the party leaders act as chaperones to make sure everybody complies with the deal's stipulations. This also may be the last major legislative vehicle of the year, so you can bet lawmakers are rushing to get their priority bills added to the omnibus. The budget deal reached earlier this month also created a joint committee that is specifically tasked with "advancing reforms to the budget and appropriations process." Last week, House leaders made their selections on who would try to tackle this monstrous task. Speaker Paul Ryan chose Steve Womack (R-Ark.), Rob Woodall (R-Ga.), Jodey Arrington (R-Texas), and Pete Sessions (R-Texas), while Minority Leader Nancy Pelosi chose Nita Lowery (D-N.Y.), Lucille Roybal-Allard (D-Calif.), Derek Kilmer (D-Wash.) and John Yarmuth (D-Ky.). Senate leaders have yet to name their eight members to the reform committee.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DYK? On Feb. 25, 1863, 155 years ago, President Abraham Lincoln signed the National Currency Act (later called the "National Bank Act"), which was the first attempt to establish a central bank following the failures of the First and Second Banks of the United States. The law aim to address the hodge-podge of local banks, local money, and conflicting regulatory standards that existed before the Civil War. The act allowed for the creation of national banks, planned for a national currency, and gave the federal government the ability to sell war bonds and securities.

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

House Financial Services Committee Chair, Jeb Hensarling (R-Texas), appears to be open to negotiations with the Senate on Dodd-Frank rollback measures. Hensarling, who has a steady track record of wanting to wholly dismantle Dodd-Frank, now seems to be open to more moderate reforms in a strategic attempt to get legislation to the president's desk.

Hensarling's original banking reform legislation, the Financial CHOICE Act of 2017, would have removed significant portions of Dodd-Frank. His new strategy consists of multiple individual bills amounting to an a la carte offering of banking reform measures. House Republicans are hoping that this strategy is more palatable to moderate senators than the sweeping Financial CHOICE Act, which many deemed D.O.A. in the Senate last year after it passed the House.

In his attempt to work with the Senate, Hensarling seems willing to ease up on tough reform proposals designed to slash the Consumer Financial Protection Bureau—an agency that has proven to be a political lightning rod since its Dodd-Frank inception in 2010. Bipartisan policies that seem to be on the table in both chambers include relaxing regulatory oversight of credit rating agencies and increasing capital holdings thresholds for small and mid-sized banks that currently require heightened scrutiny under Dodd-Frank.

These latest attempts to move bi-partisan banking reform legislation come at the chagrin of some Democrats who feel that such measures would amount to taking a step back after progress made in the post-Great Recession era. If the House and Senate can successfully negotiate the legislation, the president has signaled ardent support for legislation that rolls-back Dodd-Frank in any form.

NCSL Contact: [Ethan Wilson](#)

Also of Note...

- [Governors to Washington: Stop dithering on guns](#) – POLITICO

State leaders from both parties implored federal lawmakers this weekend to listen to their states' examples for responsible firearm legislation after the school shooting in Parkland, Fla., increasingly exasperated with the slow pace of debate and halting progress in the nation's capital.

- [Trump's personal pilot 'in the mix' to lead the Federal Aviation Administration](#) – Washington Post

President Trump's personal pilot is "in the mix" to lead the Federal Aviation Administration, a White House official confirmed Sunday night.

- [After testy call with Trump over border wall, Mexican president shelves plan to visit White House](#) – Washington Post

Tentative plans for Mexican President Enrique Peña Nieto to make his first visit to the White House to meet with President Trump were scuttled this week after a testy call between the two leaders ended in an impasse over Trump's promised border wall, according to U.S. and Mexican officials.

- [California Democratic Party doesn't endorse Feinstein re-election bid](#) – Fox News

The California Democratic Party will not endorse Sen. Dianne Feinstein's re-election bid this year, with delegates at the party's annual convention giving the majority of votes to her top primary challenger, progressive State Sen. Kevin de Leon.

- [Read the Democratic rebuttal to the Nunes memo, annotated](#) – Washington Post

[Read the Feb. 12, 2018 Capitol-to-Capitol.](#)

Like Capitol-to-Capitol? Have ideas or suggestions for how it can be improved? Please take two minutes to let us know in this [very short survey](#)!

We are always looking for interesting trivia about states, legislatures and American history. If you have some great facts, don't keep them to yourself. Let us know by clicking [here](#). We will likely include them in a future edition of Capitol to Capitol!

If you have comments or suggestions, please contact [Max Behlke](#).

[Read More](#)

Capitol to Capitol is a publication of the National Conference of State Legislatures. NCSL is recognized as a formidable lobbying force in Washington, D.C. NCSL works to protect states from unfunded federal mandates and unwarranted federal pre-emption of state authority, and seeks to provide state legislatures the flexibility they need to innovate and be responsive to the unique needs of their residents. NCSL's advocacy is guided by the policy directives and resolutions adopted during NCSL's Legislative Summit.



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7700 East First Place, Denver, CO 80230

From: MPEN Ohio
Sent: Monday, March 5, 2018 6:24 PM
To: Rep48
Subject: MPEN e-Newsletter No. 2018-0301

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MPEN e-Newsletter No. 2018-0301

- FW: This is the BLUE WAVE taking shape

= A
 - FW: NYT Today's Headlines: Today's Headlines:
 - (1) As Primaries Begin, Divided Voters Weigh What It Means to Be a Democrat
 - (2) Mueller's Focus on Adviser to U.A.E. Indicates Broader Inquiry
 - (3) Trump's Steel Tariffs Raise Fears of a Damaging Trade War
 - FW: The FCC Gutted Net Neutrality. Congress Only Needs #OneMoreVote to Overturn Them
 - FW: The emperor has no clothes
 - FW: "The brutality of this war will be beyond the experience of any living soldier."
 - FW: End war in Yemen
 - FW: I'm a teacher at Stoneman Douglas High School
 - FW: The NRA is in deep, deep trouble
 - FW: Demand that FedEx #DropTheNRA
 - FW: The NRA Is Tanking!
 - FW: Add your name >> End Gerrymandering Now
-

From: People For the American Way
Subject: This is the BLUE WAVE taking shape -->

*RIGHT NOW, the most important election in the country is the special congressional election in Pennsylvania's 18th district... and a **BRAND NEW POLL** of likely voters from Emerson University now has Democrat Conor Lamb **BEATING** radical Trump Republican Rick Saccone by 3 points!!!*



We have the momentum! But there's only ONE WEEK from tomorrow to lock up this CRUCIAL victory!



Democrats and progressives are being MASSIVELY outspent in this race by right-wing super PACs (including Paul Ryan's).

Republicans are treating this race as an all-out emergency, because they know that if we can beat them here, it could solidify a national BLUE WAVE that flips control of the US House and maybe even the Senate!

Donate today to flip this GOP-held seat to the Democrats and to help us defeat Trump Republicans all across the country>>

The Republican, Trump-endorsed Rick Saccone, is a far-right extremist who:

- says he was "**Trump before Trump**,"
- has written extensively *in support of torture*,
- once introduced legislation that would **allow customers at Chuck E. Cheese to carry guns**, and
- when he was considering a run for Senate last year, told a Christian Nationalist radio program he was running because **God wants Christians "to rule over us."**

Saccone would be another GOP rubberstamp for Trump's dangerous, un-American agenda. That's why we're running digital ads, phonebanking voters in the district to turn out every last progressive, and more...

Election Day is just 1 week from tomorrow!

Please rush your most generous donation right now to flip this seat and defeat Trump Republicans up and down the ballot in 2018!>>



DONATE

From: New York Times

Subject: Today's Headlines:

(1) As Primaries Begin, Divided Voters Weigh What It Means to Be a

Democrat

(2) Mueller's Focus on Adviser to U.A.E. Indicates Broader Inquiry

(3) Trump's Steel Tariffs Raise Fears of a Damaging Trade War

As Primaries Begin, Divided Voters Weigh What It Means to Be a Democrat

By JONATHAN MARTIN and ALEXANDER BURNS

Primary elections in Texas on Tuesday and Illinois this month will test the growing divide in the Democratic Party between bold liberalism and tradition.

Mueller's Focus on Adviser to U.A.E. Indicates Broader Inquiry

By MARK MAZZETTI, DAVID D. KIRKPATRICK and MAGGIE HABERMAN

The special counsel has asked about the role of the adviser, George Nader, in White House policymaking, indicating that he is examining Emirati influence on the Trump administration.

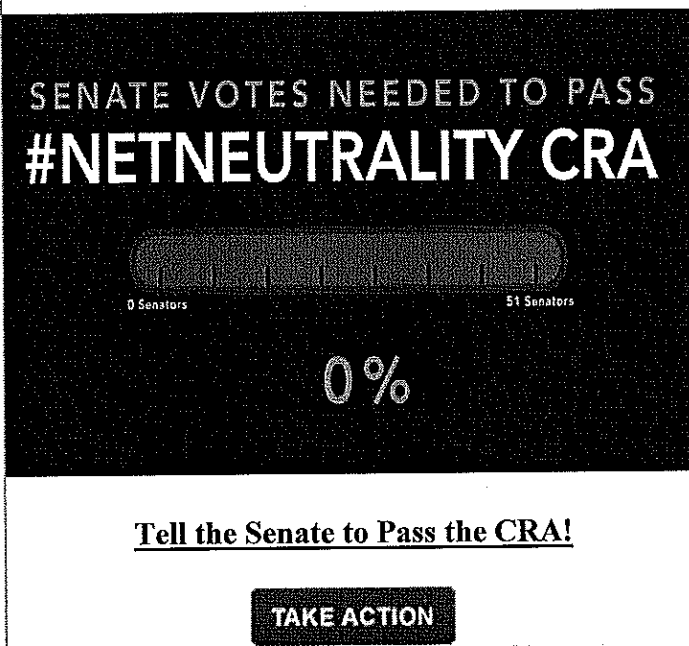
Trump's Steel Tariffs Raise Fears of a Damaging Trade War

By JIM TANKERSLEY

A global tit-for-tat on trade could crimp economic growth, undermining the stimulative effects of President Trump's deregulation push and his signature \$1.5 trillion tax cut.

From: Evan, Rashad, Arisha, Brandi, Jade, Johnny, Janaya, Corina, Chad, Mary, Saréya, Eesha, and the rest of the Color Of Change team
Subject: The FCC Gutted Net Neutrality. Congress Only Needs #OneMoreVote to Overturn Them

The Senate Needs #OneMoreVote to Save Net Neutrality



This past week marked the 6th anniversary of the murder of Trayvon Martin and as we reflect back on how movements for justice have grown, much of the organizing would not have been possible without an open internet. **From the creation of #BlackLivesMatter, to the canceling of a book deal for one of the jurors who acquitted George Zimmerman¹, to the creation of organizing tactics that have been used in social movements all over the world, and currently in use by the students of Parkland, FL², an open internet has made the advocacy for Black human rights and the amplification of our stories possible.** All that may come to a halt if one more Senator doesn't sign on to the Congressional Review Act (CRA) resolution overturning the FCC's decision to gut the net neutrality rules put in place by the Obama Administration.

Tell the Senate to Pass the CRA and Save Net Neutrality

The FCC's decision to repeal rules that made the internet an equal and open space is just an updated version of the tactics used in the past to silence Black voices and deny opportunities to marginalized communities. **Before net neutrality was in**

place, the 5 major internet service providers (AT&T, Time Warner, Charter, Comcast and Verizon), who provide broadband service for 75% of the country, were regularly slowing traffic speeds to popular websites.³ Now that there's a Verizon lobbyist in charge of the FCC and a presidential administration that caters to big business, there's almost nothing to stop these corporations from controlling what you can consume on the internet, even as you're paying for it.

If you've ever used the internet to say #BlackLivesMatter, #MeToo, or to remind the world that Flint, Michigan doesn't have clean water, then you know how vital an open internet is to sharing our stories and advocating for human rights. Major corporations like Verizon, Comcast, and AT&T shouldn't get to decide which messages are heard, based on what's good for their profit margin. Join the rest of the internet as we come together and flood the Senate with phone calls, texts, and tweets demanding they protect net neutrality.

We Only Need #OneMoreVote in the Senate to Save Net Neutrality

References:

1. "Zimmerman Juror Wins, Loses Book Deal All In A Day", LA Times, 16 July 2013. <http://act.colorofchange.org/go/22276?t=D9&akid=9505%2E239715%2EC5xiEv>
2. "Black Teens Have Been Fighting For Gun Reform For Years", Teen Vogue, 23 February 2018 <https://act.colorofchange.org/go/22277?t=11&akid=9505%2E239715%2EC5xiEv>
3. "Major Internet Providers Slowing Traffic Speeds For Thousands Across US", The Guardian, 22 June 2015 <https://act.colorofchange.org/go/22278?t=13&akid=9505%2E239715%2EC5xiEv>

Color Of Change is building a movement to elevate the voices of Black folks and our allies, and win real social and political change. **Help keep our movement strong.**

From: Robert B. Reich

Subject: The emperor has no clothes

I've been a teacher for more than 30 years. My job is to teach, challenge, and enrich my students' minds.

Donald Trump's response to the latest tragic school shooting—to put even more guns in our schools—is just the latest Trump scam. It's a distraction. It's meant to divide us. And it certainly won't make our kids safer.

But the Parkland students aren't falling for it, nor are young people and students all over the country—including many who have been organizing against gun violence for years. Over the coming weeks, they are coming together to organize marches and other protests all across the country. I'm standing with these students, and so is MoveOn—by mobilizing its millions of members to participate in the protests and by pressuring corporations to cut their support for the NRA.

Will you stand up to the NRA by making a donation to MoveOn today? Just click below. [Donate](#)

We know how to reduce gun violence: for starters, universal background checks and bans on high-capacity magazines and AR-15s and other military-style assault weapons like the ones used in Parkland—and in Sutherland Springs, San Bernardino, Aurora, Orlando, Las Vegas, and Newtown. And we know the way to get there: direct pressure on corporations, demanding action from politicians at the federal and state levels, and—ultimately—breaking the stranglehold of the NRA by isolating it from its corporate and political enablers.

Republicans in Washington are so completely bought by the NRA that new federal laws are unlikely in the short term. But the students leading the movement to end gun violence—from Parkland and from communities across the country that have been impacted—aren't waiting for the Republicans in Washington, and neither is MoveOn.

Student-led groups and their allies, including hundreds of thousands of MoveOn members, are calling on corporations to stand up to the NRA, and this #BoycottNRA movement is catching on like wildfire. The retailer Dick's Sporting Goods is the latest to defy the NRA by taking AR-15s and high-capacity magazines off its store shelves, while Walmart and others are raising the age of who can purchase guns. Indeed, the NRA isn't invincible. (Remember the old "emperor has no clothes" parable? That's the NRA right now.)

MoveOn is joining students in keeping the pressure on corporate America and pushing to pass new laws in state legislatures. And MoveOn will hold the NRA's enablers in Congress accountable, so we can finally start to move forward with commonsense gun legislation in Congress, too.

I pledge to stand with students—not by carrying a gun but by standing up to the NRA.

Will you join me in the fight against gun violence by making a donation to MoveOn today? [Donate](#)

Want to support MoveOn's work? The MoveOn community will work every moment, day by day and year by year, to resist Trump's agenda, contain the damage, defeat hate with love, and begin the process of swinging the nation's pendulum back toward sanity, decency, and the kind of future that all of us must never give up on. And to do it MoveOn needs your support, now more than ever. **Will you stand with MoveOn? [Donate](#) Contributions to MoveOn.org Civic Action are not tax deductible as charitable contributions for federal income tax purposes.**

From: Stephen, Erica, Cassandra, and the team at Win Without War

Subject: "The brutality of this war will be beyond the experience of any living soldier."

The U.S. military is secretly rehearsing for a bloody war with North Korea.

Top military brass gathered in Hawaii last week to draw up plans for evacuation helicopters and troop movements. [1] They said 10,000 Americans could be wounded in just a few days.

Munsup, this is our push moment to prevent war with North Korea.

Win Without War is using every possible tactic to pressure Congress to step in, from grabbing headlines to flooding phone lines. But we need your help. The truth is, if we don't get in Trump's way right now, **we could be looking at war with North Korea in a matter of months.**

After the military's planning exercise, the Army's Chief of Staff warned that a war with North Korea would be the most brutal any living soldier has ever seen.

If you're scared — well, so am I. But his warning is also a huge opportunity.

Powerful people are speaking out to say that the human costs of this war would be awful beyond imagining. **We have a major chance to turn this growing murmur of worry into a massive outcry for common-sense diplomacy.**

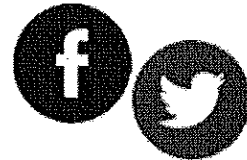
Can you pitch in \$6 to seize this moment and drag Trump off the brink of war?

= A

[1] New York Times: "U.S. Banks on Diplomacy With North Korea, but Moves Ahead on Military Plans"

Donate

= A



= 9

From: Kaili Lambe; Director of Organizing, CREDO Action from Working Assets
Subject: End war in Yemen (signatures needed)

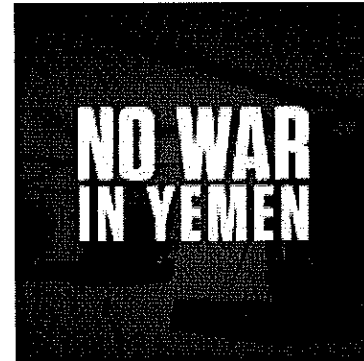
Tell the Senate: No war in Yemen

The petition to the Senate reads:

"We urge you to co-sponsor and support S.J.Res.54 to end U.S. military involvement in the Saudi-led war in Yemen."

Add your name:

Sign the petition▶



= A

Last August, an American-made laser-guided bomb killed seven children in Yemen's capital city. Before the strike, a 5-year-old named Buthaina had five brothers and sisters. After the strike she had none.¹ Buthaina and her siblings were just a few of the estimated 5,000 killed or injured in the Saudi-led war in Yemen that started in 2015 – an average of five a day.²

Right now, **American military forces are refueling the Saudis' American-made planes so that the Saudis and their coalition can drop American-made weapons to carry out a devastating war that is killing civilians, destroying crops, cutting off access to ports and wreaking havoc on the people of Yemen.** As a result of American support for the war, millions are facing starvation and the country is battling what may be the worst cholera epidemic in history.³

We must speak out now to stop this deadly war in the Middle East. Fortunately, progressive champion Sen. Bernie Sanders just introduced bipartisan legislation to invoke the War Powers Resolution, which would require a vote in the next few weeks on ending U.S. support for this Saudi-led war.⁴ We have a short window to demand that the Senate vote to end U.S. military involvement and withdraw its support from the conflict that has led to what the United Nations calls the world's worst humanitarian crisis.⁵

Tell the Senate: Pass S.J.Res.54 to end U.S. support for Saudi-led war in Yemen.
[Click here to sign the petition.](#)

For nearly three years, under the guise of reassuring our allies and “confronting Iran,” the United States has quietly assisted Saudi Arabia in their conflict with the Houthis = 2 a Yemeni Shiite militia group originally formed around the historical economic and political marginalization of Yemen’s northwest. The United States has provided weapons, provided logistical and intelligence support, and helped refuel coalition jets as they dropped bombs on Yemeni civilians. But the Houthis have limited ties to Iran and absolutely nothing to do with Al Qaeda, ISIS or any other terrorist organization that could conceivably fall within the scope of military intervention covered by the current Authorization for Use of Military Force.⁶

This unauthorized war started under the Obama administration, and in the face of egregious civilian casualties, President Obama scaled back U.S. involvement. But Trump has given the Saudis and the United Arab Emirates the green light to double down on its disastrous air campaign.⁷ The civilian death toll in Yemen has been heart-wrenching – with over 10,000 casualties and rising – but the United States continues to offer resources to the Saudi-led coalition.

In October 2016, a coalition airstrike targeted a funeral procession, killing over 130 innocent people and injuring 500 more.⁸ During the 10 day period from Dec 6 – 16, Saudi airstrikes killed 136 civilians, including at least seven civilians when they Saudi-led coalition struck a hospital on Dec. 10.⁹ Then on Jan. 1, Saudi airstrikes killed 23 people in the port city of Hodeida.¹⁰ In providing the Saudi-led coalition targeting intelligence, mid-air refueling and other logistical support, the United States is complicit in violations of international law.

Tell the Senate: S.J.Res.54 to end U.S. support for Saudi-led war in Yemen.
[Click here to sign the petition.](#)

Beyond the direct violence, the ongoing war in Yemen has forced millions to flee their homes, resulted in the world's worst cholera outbreak, and has left more than two-thirds of Yemen's population – more than 20 million people – not knowing where their next meal will come from.¹¹ **According to the UN 400,000 Yemeni children are acutely malnourished – that is at risk of death from starvation – while as many as 8.4 million people in Yemen are on the verge of famine.**¹² That is because Saudi forces are using food as a weapon of war – enforcing a blockade

that has stopped much needed food, medicine and supplies from entering the country.¹³

What's more, the war has contributed to a fast-moving cholera outbreak – the largest documented in modern history – that has already affected more than 1 million people.¹⁴

U.S. tax dollars are directly financing this Saudi-led war, even though U.S. involvement has not been authorized by Congress – whose responsibility it is to debate, vote on and authorize military action. By participating in this war in this way, Congress and Donald Trump are robbing the American people of their right to be represented in these decisions.

= A

Congress must remove us from this conflict, immediately. Tell the Senate: Pass S.J.Res.54 to end U.S. support for Saudi-led war in Yemen. Click the link below to sign the petition.

[https://act.credoaction.com/sign/End War in Yemen?t=8&akid=27493%2E1004336%2E7VBtgf](https://act.credoaction.com/sign/End%20War%20in%20Yemen?t=8&akid=27493%2E1004336%2E7VBtgf)

Add your name:

Sign the petition▶

References:

1. The New York Times, "Young Yemeni Girl Is Sole Survivor After Airstrike Topples Her Home," Aug. 26, 2017.
2. AFP, "Yemen war: 5,000 children dead or hurt and 400,000 malnourished, UN says," The Guardian, Jan. 16, 2018.
3. Bethan McKernan, "Yemen: almost one death per hour as cholera epidemic spreads like wildfire," Independent, June 9, 2017.
4. Lee Fang and Alex Emmons, "Bernie Sanders Wants to End U.S. Support for Yemen War. Saudi Lobbyists Fought Similar Measures Last Year," The Intercept, Feb. 28, 2018.
5. Robert Naiman, "Rand Paul: Unconstitutional Saudi War In Yemen Is Not In Our Interest, And Congress Should Vote," HuffPost, Sept. 19, 2017.

6. Joost Hiltermann and April Longley Alley, "The Houthis Are Not Hezbollah," ForeignPolicy, Feb. 27, 2017.
7. Samuel Oakford, "U.S. Doubled Fuel Support for Saudi Bombing Campaign in Yemen After Deadly Strike on Funeral," The Intercept, July 13, 2017.
8. Catherine Thorbecke, "US-Made Bomb Used in Airstrike on Funeral in Yemen, Human Rights Watch Says," ABC News, Oct. 13, 2016.
9. U.N. Commission on Human Rights, "Press briefing on Yemen and Gaza," Dec. 19, 2017.
10. The Washington Post, "World Digest: Jan. 1, 2018," Jan. 1, 2018.
11. Reuters, "More than 8 million Yemenis 'a step away from famine': U.N.," Dec. 11, 2017.
12. AFP, "Yemen war: 5,000 children dead or hurt and 400,000 malnourished, UN says."
13. Clarissa Ward, Salma Abdelaziz and Scott McWhinnie, "In Yemen, the markets have food, but children are starving to death," CNN, Dec. 19, 2017.
14. Bel Trew, "One million cases in Yemen cholera crisis," The Times, Dec. 22, 2017.

From: Gard of Marjory Stoneman Douglas High School and the American Federation of Teachers, Parkland, FL

Subject: I'm a teacher at Stoneman Douglas High School

I'm Jim Gard, a math teacher at Marjory Stoneman Douglas High School in Parkland, Florida. I started a petition because I'm shocked that the White House has issued press credentials for a right-wing conspiracy theory blog that is spreading lies about students at my school.

It is outrageous enough that outlets such as Gateway Pundit are spreading lies and driving attacks on students like saying one of them was coached into using anti-Trump talking points when expressing his grief about the school shooting. But it is even more outrageous that an outlet that peddles lies and conspiracy theories holds a White House press credential and the authority that carries.¹

Sign my petition if you agree Donald Trump and this administration must make it clear that these attacks are unacceptable by pulling this blog's credentials and permanently banning the site and its publishers from the White House.

The White House must show that there are consequences for driving vicious personal attacks on student victims of gun violence and peddling conspiracy theories. It must pull Gateway Pundit's press credentials, permanently ban them from official events, and commit to not giving credentials to any outlet that engages in these types of conspiracy theories or attacks on vulnerable students and victims.

Sign Jim's petition

In the aftermath of the shooting at Marjory Stoneman Douglas High School in Broward County, Florida, students who survived the attack have bravely stood up to demand action for safe schools and safe communities. I know these students.

But now, right-wing blogs are pushing wild conspiracy theories about the students who survived, claiming they are plants, actors, or being manipulated by politicians.²

By giving Gateway Pundit press credentials, the White House is validating the site and these attacks.

I have worked with these students. These courageous young people survived a horror beyond what any person should have to face, and now they stand with moral courage and strength to call us all to action.

Click here to add your name to this petition, and then pass it along to your friends.

Sources:

1. "Gateway Pundit's White House correspondent accuses mass shooting survivors of 'milking the deaths of their peers,'" Media Matters for America, February 20, 2018
<https://act.moveon.org/go/34663?t=17&akid=200414%2E1195276%2E1SMz-Y>
2. "What is Gateway Pundit, the conspiracy-hawking site at the center of the bogus Florida 'crisis actors' hype?" *The Washington Post*, February 23, 2018
<https://act.moveon.org/go/34664?t=19&akid=200414%2E1195276%2E1SMz-Y>

It was created on MoveOn.org, where anyone can start their own online petitions. You can start your own petition here.

Want to support our work? The MoveOn community will work every moment, day by day and year by year, to resist Trump's agenda, contain the damage, defeat hate with love, and begin the process of swinging the nation's pendulum back toward sanity, decency, and the kind of future that we must never give up on. And to do it we need your ongoing support, now more than ever. **Will you stand with us?** Donate monthly or make a one-time gift

Contributions to MoveOn.org Civic Action are not tax deductible as charitable contributions for federal income tax purposes.

From: Nita, Shaunna, Kat, Karin, Adam, Holly, Kathy, Susan, Anatheia, Audine, Shannon, Emma, Pilar, Natalie, Melody, Lindsay, Pam, and Ryan, the UltraViolet Action team

Subject: RE: The NRA is in deep, deep trouble

Two weeks ago, 17 students and teachers were murdered by a gunman using an AR-15.

Since then, corporations have been scrambling to distance themselves from the NRA.

The First National Bank of Omaha just announced that it will no longer issue its NRA-branded credit card. Enterprise, Hertz, Alamo, and National rental cars announced they are canceling their discount program for NRA members.¹

Now we're focusing on two companies--Visa and MasterCard--that have the power to stop processing payments for the sale of assault weapons, like the ones used in Parkland, Las Vegas, and Newtown.

PayPal and Apple Pay have banned these purchases, and UltraViolet Education Fund is launching a hard-hitting ad campaign focused in Foster City, California, and Purchase, New York--the corporate headquarters of Visa and MasterCard--to demand that they stop processing these sales as well.

Will you chip in \$5 to UltraViolet Action to help fight back against the NRA?

= AAfter the shooting at Marjory Stoneman Douglas High School, media pundits said that Congress wouldn't do anything.

But Congress isn't the only one with power. **Corporations--especially the financial institutions that do business with the gun industry--have enormous power to slow or even stop the sale of guns.**

There's no reason that Visa and MasterCard can't do this. In fact, they already don't allow their cards to be used to purchase marijuana in states where it's legal, and some of the biggest card issuers won't let them be used to buy Bitcoin either.^{2,3}

But most people have no idea that Visa and MasterCard have the discretion to stop these purchases. That's why our ad campaign has the potential to be so effective--to alert the public that these credit card companies could be stopping the sales of guns like the one used in Parkland--but they are choosing not to.

UltraViolet Education Fund will start the ad campaign in the cities where these credit card companies are headquartered, and make them hard-hitting to generate media coverage as well. Judging by how quickly other corporations are running away from the gun industry, we think Visa, MasterCard, and the other credit card companies will fold as well.

Will you chip in \$5 to UltraViolet Action to help fight back against the NRA?

CONTRIBUTE

Sources:

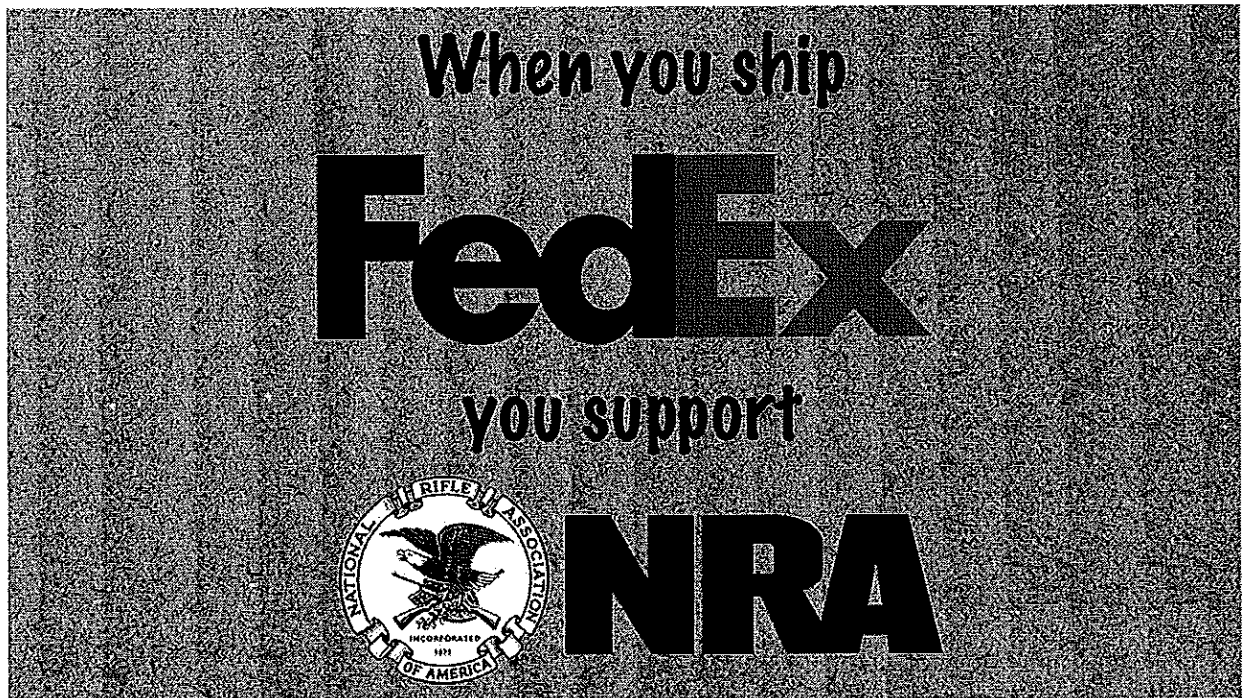
1. NRA fallout: See the list of companies that cut discounts for NRA members after Parkland, Florida school shooting, USA Today, February 26, 2018
2. Ten Things You Can't (Easily) Buy With Credit Cards, Fox Business News, January 25, 2016
3. JPMorgan Chase, Bank of America & Citi bar people from buying bitcoin with a credit card, CNBC, February 2, 2018

Want to support our work? UltraViolet is funded by members like you, and our tiny staff ensures small contributions go a long way. **Chip in here.**

From: The Guns Down team
Subject: Demand that FedEx #DropTheNRA

FedEx is still standing by the gun lobby. We now know that they even made special behind-the-scenes deals with the NRA and gun manufacturers to cut shipping rates and make it easier for companies to ship guns from coast to coast. And they are doing all that just so that they can get a leg-up on their competitors and make extra money, no matter the cost.

That's why, as activists around the country are boycotting FedEx and other boosters of the NRA and its deadly "guns everywhere" agenda, we're launching **the next stage of our campaign demanding that FedEx end their relationship with the NRA: DropTheNRA.org**. The website is just the first step; we'll be bringing our message, and our demands, straight to FedEx headquarters soon.



Visit the site and share it with your friends

[Click here to go to the site](http://DropTheNRA.org)

The gun lobby and their corporate allies won't go down without a fight. They're expecting the pressure to lessen, and for all of us to just forget about what they are doing. **We aren't going to forget or let-up on the pressure until FedEx cuts ties with the NRA.** We stood firm in our fight against the NRA's Carry Guard murder insurance, and Chubb and Lockton relented and cut ties. Advocates around the country demanded that companies end agreements with the gun lobby, and the companies agreed. FedEx is no different.

Corporate partnerships are a huge part of the NRA's strategy; they give them an easy way to make money and gain undue credibility. Ending the relationships, and holding companies accountable for the choices they make and the deals they enter can make a real difference. When those partnerships collapse, the gun lobby loses power. And when the gun lobby loses power, America gets closer to a safer future with fewer guns which are harder to get.

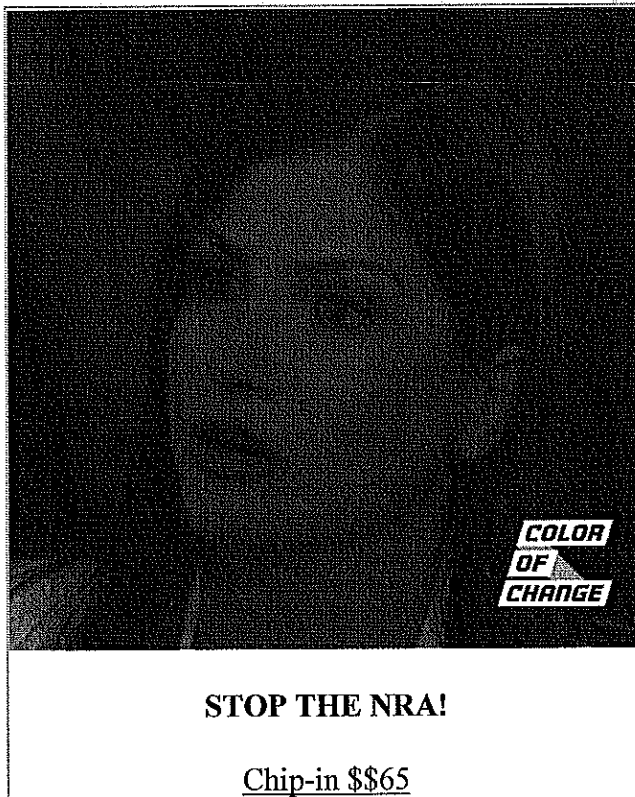
Please join us in the next step of our bold campaign against FedEx's work with the NRA, and please share DropTheNRA.org with your networks.

Thank you,

The Guns Down team

P.S. -- The kind of bold, aggressive campaign tactics we are planning for FedEx, and which were successful in getting Chubb and Lockton to end their Carry Guard murder insurance and their partnership with the NRA, aren't easy to pull off. They aren't inexpensive either. Contribute today and help us go as big, and as bold, as possible.

From: Rashad Robinson and the rest of the Color Of Change team
Subject: The NRA Is Tanking!



STOP THE NRA!

Chip-in \$\$65

We have more great news!

Chubb Limited and Lockton Inc. have both cut ties with the NRA's murder insurance!

As a result of a public campaign we launched in October with Guns Down, an advocacy group fighting against the dangerous NRA organization, **the underwriting insurer Chubb silently backed out of the deal for the NRA's murder insurance.** In the aftermath of the tragic shooting at Marjory Stoneman Douglas High School in Parkland, Florida, Chubb went public with their decision last Friday. And we just received news that Lockton is following their lead. Yesterday, 6 years to the day that Trayvon Martin was murdered, **Lockton announced that they would no longer provide brokerage services for the NRA's Carry Guard.** We have made a huge impact in crippling the operation of the NRA. But the fight has just begun.

We must continue to apply pressure on corporations who shamelessly do business with the NRA. By targeting corporate sponsors who enable the gun industry we get one step closer to weakening the NRA's grip on society as a whole.

Will you donate \$65 to support our work as we continue to defeat the NRA?

Your donation will go towards:

- Building out more impactful campaigns targeting the NRA and the companies that support them.
- Digital marketing and promotion of future gun violence prevention campaigns.
- Organizing and supporting offline actions, like petition deliveries and mobilizing people to offline direct actions targeting the NRA.

Taking down the NRA is not easy, but our collective efforts are making difference. Chubb and Lockton's decisions came as a result of over 100,000 members like you taking action with allies across this country demanding corporations and politicians put people over gun violence enablers like the NRA. This win is for Trayvon Martin, John Crawford II, Philando Castile, Marissa Alexander, Keegan Von Roberts and countless other Black folks who have fallen victim to the NRA's tactics to criminalize Black people while protecting white vigilantes.

There are still a number of other companies who are doing business with the NRA, like FedEx, Apple, AGIA Affinity, Vinesse Wines, the Regency and the Omni Hotel Chains, and we must stop them.

Donate \$65 to stop the NRA from protecting killers and monetizing murder.

Color Of Change is building a movement to elevate the voices of Black folks and our allies, and win real social and political change. **Help keep our movement strong.**

From: Unfit to Serve Team

Subject: Add your name >> End Gerrymandering Now

Republican politicians across the country have been choosing their constituents instead of constituents choosing their politicians.

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To put it simply, Republican leaders in state legislatures are rigging the system.

And it's time for this to stop.

The majority of Americans want more balance in their legislatures and in Congress so more consensus can be built and more bad ideas stopped. Thankfully, people are standing up across the country -- to demand an end to this rigged system.

We are standing with a coalition of leaders and organizations across the country to restore our democracy and end gerrymandering. **Will you join us?**

Using diabolical gerrymandering, Republicans are re-drawing maps that try to give them supermajorities in state legislatures and in Congressional delegations nationwide.

Their partisan maps just don't add up -- Republicans have created wildly contorted districts to gain victory for their party, regardless of what voters want.

= AIf you're as fed up with gerrymandering as we are, add your name today to the grassroots movement that's working to restore our democratic values.

PAID FOR BY UNFIT TO SERVE PAC

--

This message was sent to rep48@ohiohouse.gov by munsup@mpen-ohio.net

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Sent: Wednesday, March 7, 2018 5:27 AM
To: Rep48
Subject: Senate Broadly Approves Trump Pick For Louisiana Judge

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Wednesday, March 7, 2018



= 9 TOP NEWS

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Senate Broadly Approves Trump Pick For Louisiana Judge

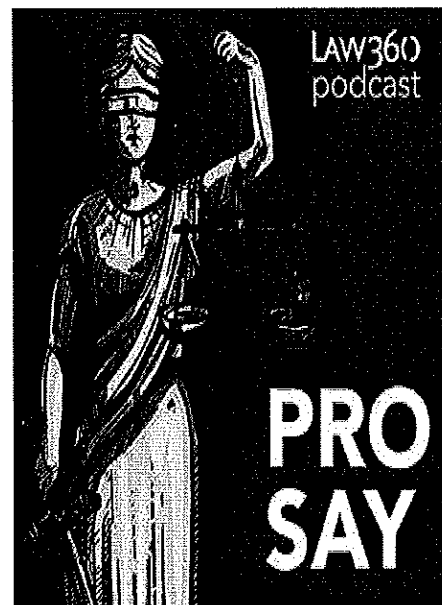
The Senate voted to confirm President Donald Trump's pick for a Louisiana federal judgeship Tuesday, the latest in a series of nominees to garner bipartisan support. Read more » = 9

Cohn Leaves Top White House Economic Post As Tariffs Loom

President Donald Trump's chief economic adviser, Gary Cohn, stepped down from his role Tuesday after reportedly opposing the president's proposed tariffs on steel and aluminum imports. Read more = 2

= 9

DOJ Sues California Over Sanctuary Immigration Policies



Listen to our new podcast here

= 9

LAW FIRMS

The federal government asked a California federal judge on Tuesday to invalidate three Golden State laws that the U.S. Department of Justice says are interfering with its ability to enforce federal immigration laws, prompting defiant statements from state officials. [Read more »](#)

= 9

Feature

With No Trump Pick For SDNY Atty, Judges May Step In

Geoffrey Berman's interim appointment as U.S. attorney for the Southern District of New York is set to expire in a matter of weeks, shouldering Manhattan federal judges with the responsibility of appointing Berman until a formal nomination is made by the White House and confirmed by the Senate, finding someone else or even opting out entirely. [Read more »](#)

Analysis

Why Doesn't Paul Manafort Cut A Deal?

Michael Flynn, Rick Gates and others who face prosecution by Special Counsel Robert Mueller have cut plea deals, so why hasn't Paul Manafort? White collar defense attorneys have a few ideas. [Read more »](#)

Analysis

= 9 W.Va. Teachers Strike May Be Harbinger Of More Labor Strife = 9

With public-sector collective bargaining rights under assault in numerous statehouses and the U.S. Supreme Court mulling whether requiring public-sector workers to pay union fees is unconstitutional, a nine-day teachers strike in West Virginia that ended Tuesday may foreshadow an uptick in aggressive work stoppage tactics elsewhere, legal experts say. [Read more »](#)

BANKING & SECURITIES

= 9

Arnold & Porter
Carter Scholer
ComputerLaw Group LLP
= 9
Covington & Burling
Cravath Swaine

DLA Piper

Dentons
Drummond Woodsum
Earthjustice
Foley & Lardner
= 9
Greenberg Gross
Greenberg Traurig
Greensfelder Hemker
= 9
Jackson Lewis
Kilpatrick Townsend
Kirkland & Ellis
Lankler Siffert
Latham & Watkins
Law Offices of Howard Lee Schiff
Manatt Phelps
McCarter & English
Morgan Lewis
O'Connell & Aronowitz
O'Melveny & Myers

O'Neill & Borges

= 9
Pachulski Stang
Paul Weiss
Perkins Coie
Porzio Bromberg
= 9
Proskauer Rose
Schulte Roth

SEC Considers NYSE Proposal To Ease Blank Check Rules

The U.S. Securities and Exchange Commission will launch deliberations on a New York Stock Exchange proposal to ease listing rules on blank check companies, which make up a growing subset of the initial public offerings market, according to an order Monday. [Read more »](#)

ENERGY & ENVIRONMENTAL

Feature

Legal Scorecard Belies EPA's Rosy Deregulatory Outlook

= 9

A U.S. Environmental Protection Agency report touting Administrator Scott Pruitt's first-year accomplishments doesn't mention the legal snags encountered by the agency as it tries to roll back implementation of Obama-era energy and environmental rules. Here's a recap of the EPA's past defeats and current battles, as well as a preview of the fights to come. [Read more »](#)

Interior Secretary Touts Slashed Regs, New Drilling Options

U.S. Secretary of the Interior Ryan Zinke told energy industry leaders on Tuesday that he has flipped the script on outer continental shelf oil and gas leases, opening 90 percent of the acreage for development, and is also on pace to cut 22 regulations for every new rule enacted. [Read more »](#)

9th Circ. Digs Into Ore. Low-Carbon Fuel Standards Dispute

An engaged Ninth Circuit panel Tuesday questioned fuel industry groups on their claim that Oregon's system for enforcing low-carbon fuel standards unconstitutionally discriminates against companies based out-of-state, while pressing Oregon's attorney on whether the

Seyfarth Shaw

= 9

Shearman & Sterling

Sidley Austin

Simpson Thacher

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Skadden

= A

SmithAmundsen LLC

Squire Patton Boggs

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Sullivan & Cromwell

Valle Makoff

Vinson & Elkins

Wachtell Lipton

Walden Macht

Wilentz Goldman

Willkie Farr

Yurko Salvesen

COMPANIES

23andMe Inc.

AT&T Inc.

Amazon.com Inc.

= 9

American Bar Association

American Chemistry Council Inc.

American Civil Liberties Union

American Federation of Teachers

= 9

American Fuel & Petrochemical Manufacturers

= 9

American Petroleum Institute Inc.

American Trucking Associations Inc.

Associated Press

Bank of America Corporation

Broadcom Ltd.

groups deserve a fuller hearing at the trial-court level. [Read more »](#)

DC Circuit Clarifies EPA's 'Sham Recycling' Rule Decision

The D.C. Circuit Court on Tuesday modified its ruling last year that struck down portions of the U.S. Environmental Protection Agency's regulatory definition of solid waste, agreeing with industry arguments over scope and making it easier to exclude some material from regulation. [Read more »](#)

EPA, Fisheries Won't Rethink OK Of Sediment Standard = 9

The U.S. Environmental Protection Agency and National Marine Fisheries Service urged a Washington federal judge Monday to dismiss an environmental group's suit challenging a finding that commercial salmon farms would not adversely affect threatened species, arguing the agencies had no duty or authority to revisit the decision. [Read more »](#)

= A

Senate Dems Want Answers On EPA Head's Security Chief

A pair of Democratic senators on Tuesday asked U.S. Environmental Protection Agency Administrator Scott Pruitt to hand over information on his security chief Nino Perrotta, driven by concerns that Perrotta may have influenced EPA contracts awarded to one of his business partners. [Read more »](#)

Experts Urge Delicate Approach On NAFTA, Tariffs

The chairman and CEO of Emerson Electric Company and the president and CEO of the Federal Reserve Bank of Dallas told energy industry leaders on Tuesday evening that while the North American Free Trade Agreement is in need of tweaks and upgrades, it's something that should be done carefully. [Read more »](#) = 9

HEALTH & LIFE SCIENCES

Business Intelligence Associates Inc.

Cable News Network Inc.

Center for Biological Diversity Inc.

= 9

Centerview Partners LLC

Chevron Corporation

Competitive Power Ventures Holdings LLC

Credit One Bank NA

Deutsche Bank AG

= 9

Eastman Kodak Co.

Emerson Electric Co.

Experian

Facebook

Freeport-McMoRan Inc.

Goldman Sachs Group Inc.

Google Inc.

Hutchison 3G UK Holdings Ltd.

IHS Markit Ltd.

Investment Company Institute

JPMorgan Chase & Co.

= 9

Lambda Legal Defense & Educational Fund

Land of Lincoln Mutual Health Insurance Co.

= A

LinkedIn Corp.

MGM Resorts International

Microsoft Corporation

Moelis & Co.

Molina Healthcare, Inc.

Morgan Stanley

= 9

NASDAQ OMX Group Inc.

NXP Semiconductors NV

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= 9

FDA Backs 23andMe Tests For Breast Cancer Risks

The U.S. Food and Drug Administration said Tuesday it will allow genetics research company 23andMe to conduct new direct-to-consumer testing of three mutations in a gene that are associated with higher risks of breast, ovarian and prostate cancer. [Read more »](#)

= 9

Teva Blocking Senate Opioid Investigation, McCaskill Says

Teva Pharmaceutical Industries Ltd. is refusing to provide the U.S. Senate with documents requested as part of an investigation into how drug manufacturers and distributors contributed to the opioid crisis, Sen. Claire McCaskill said Tuesday. [Read more »](#)

INSURANCE

NJ Insurance Fraud Prosecutor, AG Division Leaders Named

Three longtime prosecutors have been tapped for leadership roles within New Jersey's Department of Law and Public Safety to oversee civil litigation, criminal prosecutions and insurance fraud matters, the state attorney general's office announced Tuesday. [Read more »](#)

EMPLOYMENT

= 9

Labor Sec. Says He's Fine With Congress Protecting Tip Pools

Labor Secretary Alex Acosta said he would support a law blocking employers from pocketing workers' tips Tuesday at a wide-ranging budget hearing that also touched on work visas, a proposal to let businesses join together to form health insurance "associations," and a new initiative helping

National Association of Broadcasters

National Association of Manufacturers

= 9

National Education Association

Natural Resources Defense Council

Netflix Inc.

Philadelphia Trial Lawyers Association

QUALCOMM Incorporated

Regents of the University of California

Sierra Club

= 9

Skype Technologies SA

Spotify Technology SA

Tax Foundation

Teva Pharmaceutical Industries Limited

Twitter Inc.

Uber Technologies Inc.

= 9

United States Steel Corporation

United Steelworkers

Vodafone Group plc

Vonage Holdings Corp.

Wayfair LLC

Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

= 9

Bureau of Labor Statistics

California Air Resources Board

Committee on Foreign Investment in the United States

Department of Commerce

Drug Enforcement Administration

employers come clean on wage violations without litigation. [Read more »](#)

GAO Advises Agencies On Aiding Retirement Account Holders

The U.S. Department of Labor needs to pressure employers to search for retirement plan participants who have lost track of their savings, while the IRS needs to clear up how participants in foreign retirement plans should report their savings, the U.S. Government Accountability Office said Monday. [= A Read more = 2](#)

[= 9](#)

Nashville Mayor Resigns After Pleading Guilty To Wage Theft

[= 9](#)

The mayor of Nashville resigned Tuesday after pleading guilty in Tennessee state court to felony theft of over \$10,000, which prosecutors said was related to an extramarital affair she had with her former head of security. [Read more »](#)

AEROSPACE & DEFENSE

[= 9](#)

US Blasts Disclosure Bid In Transgender Military Ban Fight

The federal government said Monday it need not fork over more information about the witnesses and documents that may be used to defend a ban on transgender military service members, arguing the U.S. has provided everything it must so far regarding a yet-to-be-finalized policy. [Read more »](#)

[= 9](#) **INTERNATIONAL TRADE**

[= 9](#)

Trump's Steel, Aluminum Tariffs May Cost \$9B, Analysis Says

The costs associated with the Trump administration's announcement that steel and

[= 9](#)

European Commission

European Union

Executive Office of the President

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications
Commission

Federal Reserve Bank of Dallas

[= 9](#)

Food and Drug Administration

Government Accountability Office

Internal Revenue Service

[= 9](#)

Mashantucket Pequot Tribal Nation

Mohegan Tribe

NAFTA

National Labor Relations Board

National Marine Fisheries Service

[= 9](#)

National Telecommunications and
Information Administration

Office of the U.S. Trade
Representative

Oregon Department of Justice

Pennsylvania Department of
Revenue

[= 9](#)

Pennsylvania Supreme Court

Pension Benefit Guaranty Corp.

Securities and Exchange
Commission

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Health and
Human Services

U.S. Department of Homeland
Security

U.S. Department of Justice

U.S. Department of Labor

aluminum imports will be slapped with 25 percent and 10 percent tariffs will be borne by U.S. companies and eventually domestic consumers, with total costs potentially reaching \$9 billion in 2018, according to a Tax Foundation analysis published Tuesday. Read more »

= 9 TAX

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States Can Tax Remote Sellers Despite Quill, US Says

President Donald Trump and Treasury Secretary Steven Mnuchin have favorably discussed it, but the nation's top litigator made it official on Monday: The position of the United States is that states have the authority to compel remote sellers to collect and remit use tax. Read more »

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House Panel Chair Favors IRS Funding To Implement Tax Law

= 9

The head of the House Appropriations subcommittee responsible for funding the Internal Revenue Service on Tuesday said he supported giving the agency the resources it needs to carry out implementation of the new tax law passed in December. = 9 Read more »

= 9

Amazon Will Begin Collecting Pa. Sales Tax April 1

Amazon.com Inc., the world's largest retailer, confirmed to Law360 on Monday that it will begin automatically calculating, collecting and remitting sales tax in Pennsylvania starting April 1 for all transactions it facilitates for out-of-state sellers. Read more »

Think Tank Criticizes EU's Plan To Tax Digital Economy

= 9 The European Commission's plan to tax the digital economy is based on distorted

= 9

U.S. Department of the Interior

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

World Trade Organization

financial data that doesn't reflect the effective corporate rates that many tech companies are already paying, according to a recent report from a think tank in Europe. [Read more »](#)

BANKRUPTCY

= 9

Puerto Rico Regulator Wants Power In PREPA Restructuring

Looking to draw jurisdictional boundaries, Puerto Rico's energy regulator has filed an adversary complaint against the island's electric utility and the federal board shepherding the territory through its historic debt crisis, saying it must authorize any restructuring changes that impact its areas of oversight. [Read more »](#)

IMMIGRATION

Feds Can't Use DACA Info For Enforcement, Judge Says = 9

A Maryland federal judge ruled Monday that the Trump administration didn't err in deciding to rescind the Deferred Action for Childhood Arrivals program but said it cannot use DACA information for enforcement purposes in an opinion that quotes the famous words of Rodney King — "Can we all get along?" [Read more »](#)

= A

Calif. Judge Won't Toss 'Sanctuary' City Funding Suits

A California federal judge on Monday denied the Trump administration's bid to toss two suits challenging its policies towards so-called "sanctuary" communities for undocumented immigrants, but rejected California's request that the court greenlight a \$1 million federal grant the state believes is in jeopardy. [Read more »](#)

NATIVE AMERICAN

= 9

Tribes, Feds Fight MGM Bid To Join Conn. Casino Row

Two tribes and the state and federal entities in a suit alleging the U.S. government failed to act in time on proposed amendments to a new Connecticut casino deal urged a Washington, D.C., federal court Monday to deny MGM Resorts' bid to intervene, saying the entertainment giant has no business getting involved. [Read more »](#)

TELECOMMUNICATIONS

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House Passes Bipartisan FCC Reauthorization = 9

The House of Representatives passed the reauthorization Tuesday of the Federal Communications Commission, sending a package of agency reforms to the Senate with bipartisan support. [Read more »](#)

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Three, Vodafone Hit With UK Net Neutrality Violation Probe

The United Kingdom's telecom regulator is investigating Hutchison 3G UK Ltd. and Vodafone Ltd. for potential violations of the European Union's new net neutrality regulations against throttling and other data practices, the agency announced Tuesday. [Read more »](#)

= 9 CFIUS Details Concerns Over Broadcom's Qualcomm Bid

The Committee on Foreign Investment in the U.S. is investigating whether Broadcom's proposed \$117 billion hostile takeover of Qualcomm will harm national security by weakening U.S. influence over 5G standardization and disrupting U.S. Department of Defense technology contracts, according to a letter from the U.S. Treasury released Tuesday. [Read more »](#)

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= 9 Spectrum Clearing Is A Federal Priority, NTIA Head Says

The federal government must drill down on repurposing spectrum to stay competitive as wireless networks transition to 5G technology, the head of the National Telecommunications and Information Administration told U.S. representatives during a congressional hearing Tuesday. [Read more »](#)

Rural Web, Cell Carriers List 'Pain Points' To House Panel

Groups representing small wireless carriers and internet service providers on Tuesday appeared before the House Small Business Committee, appealing for a multi-faceted approach to service obstacles for rural and low-income communities. [Read more »](#)

PEOPLE

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Senate Confirms Skadden Partner For USTR Leadership Team = 9

The Senate approved a Skadden Arps Slate Meagher & Flom LLP partner to serve in the Office of the U.S. Trade Representative on Monday, filling the last deputy slot to assist USTR Robert Lighthizer in crafting U.S. trade policy. [Read more »](#)

POLITICS

Philly Bar Groups Defend Justices In Redistricting Fight

Organizations representing both Philadelphia's plaintiffs attorneys and civil defense attorneys on Tuesday jointly announced their support of Pennsylvania Supreme Court justices who have recently been the subject of impeachment threats after ruling to impose new congressional districts to correct for partisan gerrymandering. [Read more »](#) = A

Corp. Donation Ban Hurts Free Speech, Mass. Justices Hear

A pair of Massachusetts corporations on Tuesday asked the Supreme Judicial Court to strike down a century-old state law that bans corporations from making political contributions, while allowing unions and nonprofits to donate to candidates and cases, a status quo the businesses say violates their rights to free speech and equal protection. = 9
[Read more »](#)

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Mass. High Court Ponders Impact Of Nixing Voter Deadline

The Massachusetts Supreme Judicial Court appeared concerned Tuesday about the ramifications of nixing the state's 20-day cutoff to register to vote, saying during oral arguments on a bid to loosen the requirement that it's unclear what the impact would be.
[Read more »](#)

WHITE COLLAR

3 Jurors Want Out Amid Deadlock In Trial Of Ex-Cuomo Aide

The jury weighing bribery charges against a former aide to New York Gov. Andrew Cuomo peppered a federal judge Tuesday with four testy notes, one signaling a deadlock and three from individuals begging to be excused, including one who wrote she "physically and emotionally cannot do this anymore." [Read more »](#)

EXPERT ANALYSIS

Congressional Forecast: March

Upcoming congressional action for the duration of March appears likely to resolve the budget and appropriations impasse of the last several months, after U.S. House and Senate leaders and the White House were able to reach an agreement last month on topline spending numbers for fiscal year 2018, say Layth

Elhassani and Kaitlyn McClure of Covington & Burling LLP. [Read more »](#)

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'Risk Corridor' Litigation: Who Speaks For The Gov't?

One of the most heavily litigated issues in recent years involves "risk corridor" payments related to Section 1342 of the Affordable Care Act. There are a lot of interesting concerns in these cases, one of which is the conflicting views of the U.S. Departments of Justice and Health and Human Services, says Ralph Nash, professor emeritus of law at George Washington University. [Read more »](#)

TCPA Rules For VoIP Demand The Impossible From Cos.

= 9The Federal Communications Commission's regulatory treatment of voice over internet protocol services appears to clash with standards set by recent court decisions. Given that the use of VoIP services will only increase, the FCC should impose a more consistent and practical rule, says Eduardo R. Guzmán of Squire Patton Boggs LLP. [Read more »](#)

= 9

10 Tips For Working With IT To Preserve Data

Increasingly, when courts impose a "legal hold" they require legal supervision of the preservation process, meaning lawyers must rely heavily on information technology professionals to execute the mechanics. John Tredennick of Catalyst Repository Systems and Alon Israely of TotalDiscovery offer insights on how legal and IT can work together to make the process more efficient and fulfill the company's legal obligations. [Read more »](#)

LEGAL INDUSTRY

= 9

ABA Warns Attys On Ethics Of Social Media 'Hypotheticals'

Lawyers who posit "hypotheticals" based on real client details on their blogs and via Twitter risk running afoul of their duty to keep confidences, the American Bar Association warned Tuesday. [Read more »](#)

Mighty Raises \$114M Fund For Litigation Funders

Mighty, a technology service provider for litigation funders, is making a move into the industry's budding secondary market, announcing on Tuesday that it has raised \$114 million to help personal injury-focused litigation funders scale their businesses. [Read more ½ B](#)

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Recruiter Told To Amend Simpson Thacher Search-Fee Suit

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A New York federal judge has urged an attorney recruiter that accused Simpson Thacher & Bartlett LLP of failing to pay a \$937,500 matchmaking bill to amend its complaint against the law firm, saying at a Tuesday hearing it could narrow the dispute and get the case moving. [Read more = 2](#)

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9th Circ. Revives Loan Advice Suit Against Heller Ehrman

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A California federal bankruptcy judge erred when he decided the relationship between Heller Ehrman LLP and former client Paravue Corp. "conclusively terminated" in 2007 and started the clock running on Paravue's \$20 million malpractice suit, the Ninth Circuit said Monday. [Read more »](#)

LSAT Test Maker In Contempt Over Disability Compliance

A California federal judge held the Law School Admission Council in civil contempt Monday

after finding the LSAT test maker violated a settlement agreement by failing to accommodate test takers with disabilities, extending the agreement in question by two years and calling for two more audits of LSAC's compliance. [Read more »](#)

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Feature

ABA TechShow Tackles Mental Health With 12-Step Meetings

= 9 Efforts to stem the tide of mental health issues such as addiction among lawyers are mounting, and an American Bar Association conference in Chicago this week is including 12-step meetings in its official schedule for the first time. [Read more »](#)

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= A

From: Public Policy Law360
Sent: Thursday, March 15, 2018 5:32 AM
To: Rep48
Subject: Ex-Sidley Atty Takes Fight Against Solitary To High Court



Thursday, March 15, 2018



TOP NEWS

Feature

Ex-Sidley Atty Takes Fight Against Solitary To High Court

A Chicago attorney who left BigLaw to advocate for prisoners' rights has a chance to argue for serious changes to the way solitary confinement is used in this country through a pair of cases sent to the U.S. Supreme Court this week. [Read more »](#)

Analysis

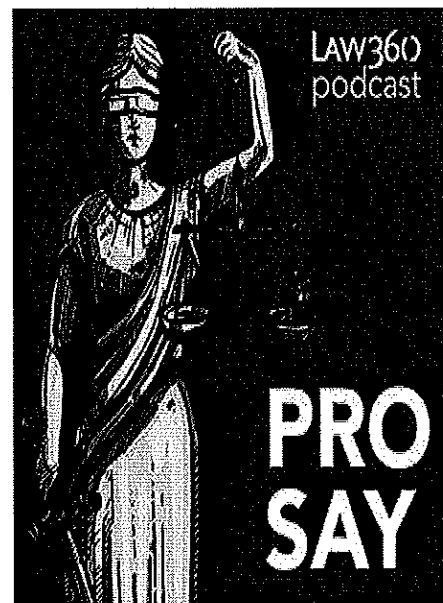
4 Takeaways From EPA's New Source Review Guidance

The U.S. Environmental Protection Agency's decision Tuesday to change the permitting process for proposed projects that emit air pollutants will simplify the system and make it easier for some projects to be approved, while creating a new legal target for environmental groups, experts say. Here are four takeaways from the EPA's New Source Review memorandum. [Read more »](#)

Analysis

Antitrust Enforcement By State AGs Continues To Evolve

State attorneys general have long played an important role in helping enforce antitrust laws but often take a back seat to the federal government. However, a spate of recent



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LAW FIRMS

Akin Gump
Allen & Overy
Alston & Bird
Ancel Glink
Archer & Greiner
Ballard Spahr
Bryan Cave
Cohen Milstein

actions have seen states band together on specific issues and either work without the help of the federal government or actually pursue legal actions that run counter to the Trump administration's antitrust policies — a development that suggests the role of states in the nation's enforcement regime is evolving. Here, Law360 takes a look at the current state of antitrust enforcement by state AGs and where it's headed. [Read more »](#)

White House Names Kudlow New Top Economic Adviser

The White House said Wednesday that Lawrence Kudlow, a conservative economic commentator, will replace Gary Cohn as President Donald Trump's chief economic adviser following Cohn's decision last week to resign as director of the National Economic Council. [Read more »](#)

Mass. AG Must Face Gun Groups In Court, Judge Rules

Firearm retailers and activists in Massachusetts got a federal judge's blessing on Wednesday to sue Attorney General Maura Healey for allegedly confusing them about what rifles fall under a state ban on assault weapons, a misunderstanding with potentially criminal consequences. [Read more »](#)

Ill. Court Official Battles Bid For Quick Access To E-Filings

An Illinois federal judge improperly interpreted the First Amendment when he ordered Cook County's Circuit Court clerk to make new electronically filed complaints immediately available to the public, the local court official told the Seventh Circuit on Tuesday. [Read more »](#)

Ill.'s Cook County Must Face Judge's Appropriations Suit

Cook County, Illinois, will have to face a lawsuit over appropriations filed by its top judge, who is seeking to prevent 161 nonjudicial circuit court layoffs pegged for fiscal

Cosgrove Eisenberg
Covington & Burling
Davis Gerald
Debevoise & Plimpton
Dechert
Dentons
Earthjustice
Eversheds Sutherland
Fox Rothschild
Gibson Dunn
Hogan Lovelis
Jenner & Block
Jones Day
Keller and Heckman
Kenney & Sams
Kirkland & Ellis
Levin Sitcoff
Linklaters
Littler Mendelson
Manko Gold
Morgan Lewis
Morris Manning
Norton Rose Fulbright
Proskauer Rose
Sanford Heisler
Seyfarth Shaw
Sidley Austin
Slaughter and May
Stinson Leonard
Williams Mullen
Wilson Sonsini
Ziontz Chestnut

COMPANIES

AT&T Inc.
Aetna Inc.
Alliantgroup LP
America's Health Insurance Plans
American Bar Association

2018, according to a ruling on Wednesday.
[Read more »](#)

BANKING & SECURITIES

Analysis

Senate Bill Takes Scalpel, Not Ax, To Dodd-Frank, Attys Say

The bipartisan banking bill that cleared the U.S. Senate on Wednesday may be the banking industry's best hope yet for rolling back some of the Dodd-Frank Act's rules, but some attorneys say the legislation that's emerged doesn't exactly dismantle the landmark 2010 financial reform law. [Read more »](#)

Senate Passes Partial Dodd-Frank Rollbacks

The Senate passed a rollback Wednesday of bank and other financial institution rules from the Dodd-Frank Act, with backers of the measure claiming it will remove the worst of the regulatory costs for smaller banks. [Read more »](#)

House Advances Bill To Tailor Regulations To Banks

The House of Representatives passed a measure Wednesday that would put new restrictions on banking regulators' ability to impose new rules by requiring agencies to tailor any new regulations to the particular institution. [Read more »](#)

SEC Urged To Amend Rules Governing ICO Market

A cryptocurrency lawyer told a House of Representatives committee on Wednesday that Congress should urge the Securities and Exchange Commission to amend its rules to improve clarity in the market for initial coin offerings, a nascent but booming field of capital raising. [Read more »](#)

ENERGY & ENVIRONMENTAL

American Civil Liberties Union
American Express Company
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
Apple Inc.
Association of Corporate Counsel
Avalere Health LLC
Better Markets Inc.
Brattle Group
CHI Franciscan Health
CTIA
Cigna Corporation
Coinbase Inc.
Coventry Health Care Inc.
Edison Electric Institute Inc.
Eli Lilly and Company
Facebook
FactSet Research Systems Inc.
Google Inc.
HBR Consulting LLC
Humana Inc.
International Association of Privacy Professionals
International Brotherhood of Teamsters
Lyft Inc.
Microsoft Corporation
National Restaurant Association
National Shooting Sports Foundation Inc.
National Telephone Cooperative Association
Natural Resources Defense Council
North American Electric Reliability Corp.
Pfizer Inc.
Plains All American Pipeline, L.P.

EPA Floats Guide To Expanded TSCA Confidential Info Access

The U.S. Environmental Protection Agency on Tuesday unveiled draft guidance that allows state, local and tribal governments, as well as medical professionals and emergency responders, to access confidential business information of chemical companies that was mandated by recent amendments to the Toxic Substances Control Act. [Read more »](#)

Challenge To Yellowstone Grizzly Delisting Moves Forward

A Montana federal judge on Tuesday refused to halt a challenge by a tribe and environmental groups over the U.S. Fish and Wildlife Service's decision to strip Endangered Species Act protections for the Yellowstone population of grizzly bear. [Read more »](#)

HEALTH & LIFE SCIENCES

Analysis

New AHIP Chief Dishes On Health Policy Vision

The incoming CEO of lobbying group America's Health Insurance Plans on Wednesday vowed a vigorous campaign for Affordable Care Act stabilization measures and described a host of policy priorities involving drug prices, employee benefits and entitlement programs. [Read more »](#)

Tribes Need Gov't Funding To Fight Opioids, Senate Panel Told

Native American tribal officials and federal agency representatives painted a bleak picture of the impact of opioids on Indian Country for the Senate Committee on Indian Affairs on Wednesday, with the tribal officials calling for increased and more direct federal funding to tribes to combat the opioid epidemic. [Read more = 2](#)

MEDIA & ENTERTAINMENT

Sierra Club

T-Mobile USA Inc.

Time Warner Inc.

Trump Organization Inc.

U.S. Chamber of Commerce

United Food and Commercial Workers International Union

Valero Energy Corp.

Verizon Communications

GOVERNMENT AGENCIES

Bureau of Indian Affairs

Bureau of Industry and Security

Committee on Foreign Investment in the United States

Commodity Futures Trading Commission

Consumer Financial Protection Bureau

Department of Commerce

European Union

Executive Office of the President

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Reserve Bank of New York

Federal Reserve System

Federal Trade Commission

Financial Stability Oversight Council

Fish and Wildlife Service

Fond du Lac Band of Lake Superior Chippewa

Illinois Attorney General's Office

Illinois Supreme Court

Indian Health Service

Internal Revenue Service

International Trade Commission

NY Tax On Casinos' Sports Betting Moves Forward In Senate

A New York state Senate committee approved a bill on Tuesday that proposes regulating pro and college sports betting and mobile wagering at casinos, calling for an 8.5 percent tax on their gross revenue [Read more »](#)

Wine Bar Fights Trump's Bid To Escape Lost-Business Row

The Cork Wine Bar has urged a Washington, D.C., federal judge to reject a bid by President Donald Trump to toss its suit claiming Trump's ties to a Pennsylvania Avenue hotel have unfairly diverted customers away from the restaurant and bar, arguing Trump is not immune from the action. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

Senators Grill Cabinet Chiefs On Infrastructure Funds

The U.S. secretaries of transportation, commerce, labor, energy and agriculture before a Senate panel on Wednesday defended President Donald Trump's proposal to streamline environmental reviews and spur state and local governments to invest more in infrastructure, even as lawmakers remained skeptical of the feasibility of paying for the plan. [Read more »](#)

EMPLOYMENT

Committee Begins Effort To Shore Up Multiemployer Pensions

The congressional committee created by the 2018 budget act to propose a fix for a looming multiemployer pension system collapse met for the first time Wednesday, the same day that the U.S. Chamber of Commerce and a multiemployer pension plan advocacy group

NAFTA

National Economic Council

National Labor Relations Board

Northern Cheyenne Tribe

Office of the Comptroller of the Currency

Pension Benefit Guaranty Corp.

Port Authority of New York & New Jersey

Port Gamble S'Klallam Tribe

Securities and Exchange Commission

Substance Abuse and Mental Health Services Administration

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Senate

U.S. Supreme Court

United States Court of Appeals for the Third Circuit

United States District Court for the Eastern District of Pennsylvania

offered general principles for potential legislation. [Read more »](#)

Senate Committee Moves NLRB Closer To Republican Majority

Republicans on the Senate's labor committee on Wednesday advanced the nomination of veteran Morgan Lewis & Bockius LLP attorney John Ring for the lone vacancy on the National Labor Relations Board, moving it one step closer to reattaining a Republican majority that will likely revisit numerous Obama-era decisions. [Read more »](#)

COMPETITION

Ex-Philly Parking Head Immune In Uber Regulations Suit

A Pennsylvania federal judge on Monday ended a suit from Philadelphia cab operators alleging the city's parking authority unfairly refused to regulate ride-hailing services such as Uber and Lyft, finding the agency's former executive director who was forced out amid a scandal in 2016 was immune from liability. [Read more »](#)

CYBERSECURITY & PRIVACY

Rights Groups Say CLOUD Act Tramples Civil Liberties

The National Association of Criminal Defense Lawyers, the American Civil Liberties Union and others are calling on Congress to block legislation meant to facilitate cross-border data requests by law enforcement, saying the measure would torpedo U.S. residents' Fourth Amendment rights. [Read more »](#)

INTERNATIONAL TRADE

EU Trade Boss Expects Tariff Exemption Details 'Very Soon'

The European Union's top trade official said Wednesday that she still does not know how foreign governments can earn exemptions

from the forthcoming U.S. tariffs on steel and aluminum, but expects the Trump administration to come forward with those details "very soon." [Read more »](#)

House Weighs Export Controls, National Security At Hearing

The House Committee on Foreign Affairs during a hearing on Wednesday fielded comments and advice from former government officials on how best to update export control regulations and foreign investment reviews that would both protect national security and help maintain economic advantages. [Read more »](#)

TAX

IRS Adds 5 More Focus Areas To Large Business Audits

The Internal Revenue Service announced on Tuesday five additional areas it will focus on during audits of the largest businesses, augmenting a list of compliance campaigns rolled out last year. [Read more »](#)

Cook Co. Tax Assessor Looses On Campaign Donation Limits

Cook County Assessor Joseph Berrios on Tuesday lost a court challenge to the county's campaign contribution limits after having been fined earlier this year for failing to return campaign contributions from property tax appeals lawyers whose donations exceeded the limits. [Read more »](#)

'Extenders' Make Little Sense After Tax Bill, Panel Hears

Now that Congress has enacted a sweeping overhaul of the tax code, companies have little need for the targeted tax benefits known as "extenders," the chair of the House Ways and Means tax policy subcommittee said during a hearing Wednesday examining the provisions. [Read more »](#)

House Votes To Allow Transfer Of Cases To Tax Court

The U.S. House on Wednesday voted in favor of a bill that would allow tax cases misfiled in state or federal courts to be transferred to the U.S. Tax Court without penalizing the filer. [Read more »](#)

IMMIGRATION

Feds Can't Duck Philly's Suit Over Sanctuary City Funds

The city of Philadelphia can continue its fight against the Trump administration's efforts to cut off federal public safety funding for so-called sanctuary cities after a Pennsylvania federal judge declined Attorney General Jeff Sessions' bid to toss the city's suit, saying that it sufficiently claims the new rules are arbitrary. [Read more »](#)

DOJ Lawyers Grilled On Legal Basis For Ending DACA

A D.C. federal judge repeatedly pressed U.S. Department of Justice lawyers on Wednesday to explain the legal analysis undergirding the revocation of the Deferred Action for Childhood Arrivals program. [Read more »](#)

AGs Urge Congress To Save Immigrants' Protected Status

A coalition of 19 state attorneys general urged congressional leaders Tuesday to pass legislation allowing immigrants with temporary protected status from El Salvador and Haiti to remain in the United States, saying that conditions in those countries remain "too dangerous" for them to return. [Read more »](#)

Calif. Tries Again To Block Trump On 'Sanctuary' Threats

The state of California on Tuesday asked a federal court to reconsider denying the state's bid to temporarily bar the Trump administration from potentially penalizing California for its so-

called "sanctuary" policies towards immigrants unauthorized to be in the U.S. [Read more »](#)

TELECOMMUNICATIONS

Senators Rip Wireless Coverage Map For Subsidy Program

A quartet of senators blasted the Federal Communications Commission's initial map outlining eligibility for a cell coverage infrastructure subsidy program for wireless and broadband development, each arguing during a Commerce subcommittee hearing Tuesday that carrier-supplied maps the agency will rely on vastly overstate coverage in their states. [Read more »](#)

Calif. Considers Reviving Net Neutrality With Tougher Policy

California state senators proposed a net neutrality bill Wednesday that would not only counteract the Federal Communications Commission's recent repeal of Obama-era policies but would surpass those repealed policies through measures like the prohibition of zero-rated data products. [Read more »](#)

Smaller 3.5 GHz Licenses Helps Industrial Tech, FCC Told

Maintaining smaller geographic licenses for the 3.5 GHz band will facilitate the development of modern industrial technology like smart electric grids, a group of critical infrastructure companies has told the Federal Communications Commission amid efforts to enlarge the license tracts by national wireless companies like T-Mobile USA Inc. and Verizon Communications Inc. [Read more »](#)

WHITE COLLAR

Feds Fight Narrow Definition Of Extortion In City Hall Row

Prosecutors trying to convict a pair of Boston City Hall aides accused of extortion told a Massachusetts federal judge Wednesday that

his definition of the word is so narrow, it could make it tougher to prosecute cases against mafia soldiers or corrupt politicians under the Hobbs Act. [Read more »](#)

GWB Figure Tells 3rd Circ. Revenge Plot Wasn't A Crime

An alleged scheme to reduce local access lanes to the George Washington Bridge as a form of political revenge was not a crime, a former Port Authority of New York and New Jersey executive said Wednesday in urging the Third Circuit to throw out his conviction in the scandal. [Read more »](#)

EXPERT ANALYSIS

How The Federal Reserve Might Approach Regulatory Reform

The Federal Reserve's new leadership has made clear that while it supports certain changes to Dodd-Frank and the related regulations, it broadly supports the post-crisis regulatory framework. With that background, we focus on the Fed's anticipated views of five areas where reform is possible, say attorneys with Sidley Austin LLP. [Read more »](#)

Section 232 Tariffs: More Questions Than Answers

For those seeking answers concerning the scope and operation of the recently announced steel and aluminum tariffs, the official proclamation provided very few. Will a trade war be the result? Nobody knows. The sooner definite procedures for exclusions and exemptions are established, the better for the global economy, say Donald Cameron and Mary Hodgins of Morris Manning & Martin LLP. [Read more »](#)

Tax Planning In The Age Of Tax Reform: Part 1

The Tax Cuts and Jobs Act provides companies with both challenges and opportunities. Companies face immediate

hurdles implementing the law without administrative guidance. But the combination of expiring provisions and newly enacted provisions creates unique tax planning opportunities, say attorneys with Eversheds Sutherland LLP. [Read more »](#)

Trends In China's Food And Packaging Laws: Part 1

As China says "zai jian" to the Year of the Rooster and "ni hao" to the Year of the Dog, it's a good time to reflect on developments in China's food laws in 2017. Many important food regulations and standards were revised, including rules on health foods, GMOs and infant formula, say attorneys with Keller and Heckman LLP. [Read more »](#)

LEGAL INDUSTRY

Chadbourne, Norton Rose To Pay \$3M To Settle Gender Suit

Three female lawyers who lodged a proposed class action claiming the former Chadbourne & Parke LLP law firm and its leadership systematically underpaid women asked a Manhattan federal judge Wednesday to approve \$3.1 million in payments to settle the case. [Read more »](#)

Slaughter And May Reports 14.3 Percent Gender Pay Gap

Slaughter and May on Wednesday became the latest law firm to release the gender pay gap figures for its U.K. business, reporting that while the average pay for men is higher than for women across the firm, the trend is reversed at the associate level. [Read more »](#)

Feature

How Legal Departments Can Prepare For The Upcoming GDPR

Some multinational companies and their legal departments have been taking steps toward complying with the European Union's upcoming data protection regime, while others

have only just begun or aren't even considering action before the regulation goes into effect in less than 75 days. Here, Law360 looks at how businesses and their legal departments can prepare for the approaching May 25 implementation date. [Read more »](#)

Dentons Adds 7 New Firms To Its Ranks In Global Expansion

Dentons continued to build on its position as the world's largest law firm Wednesday, announcing a flurry of combinations with firms across Africa, the Caribbean and Southeast Asia as it enters the legal market in more than a dozen countries. [Read more »](#)

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Subject: Justices Curb Civil Suits Against Foreign Companies



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Wednesday, April 25, 2018



TOP NEWS

Justices Curb Civil Suits Against Foreign Companies

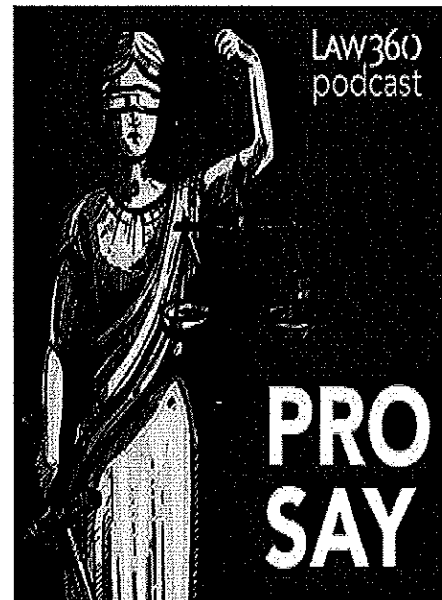
A divided U.S. Supreme Court on Tuesday ruled that litigants can't use the Alien Tort Statute to sue foreign corporations for overseas human rights abuses and violence, ending a case attempting to hold a Jordanian bank liable for its alleged financing of Palestinian militant attacks. [Read more »](#)

Analysis

Breyer Rushes To Chevron's Defense Amid Gorsuch Attacks

When U.S. Supreme Court Justice Neil Gorsuch issued his latest broadside to the well-established doctrine of Chevron deference in *SAS v. Iancu* on Tuesday, Justice Stephen Breyer refused to let the affront go uncontested, writing that Chevron should be treated as a "rule of thumb" giving federal agencies leeway to interpret ambiguous laws. [Read more »](#)

Analysis



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LAW FIRMS

Allen & Overy
Anthony Kennedy PC
Audet & Partners

Trump's Immigration Powers On The Line At The High Court

The U.S. Supreme Court will hear arguments Wednesday over the third version of President Donald Trump's travel ban in one of the most hotly anticipated cases of the term, which could have far-reaching implications not only for those targeted by the ban, but also for the president's broad powers to oversee immigration policy. [Read more »](#)

Justices Ask What Deference US Courts Owe Foreign Gov'ts

The U.S. Supreme Court explored the appropriate level of deference that U.S. courts should pay a foreign country's interpretation of its own laws during oral arguments Tuesday in a price-fixing case against Chinese vitamin C exporters, a question of increasing relevance in today's interconnected world. [Read more »](#)

Analysis

Justices' Arab Bank Ruling To Force Alien Tort Suit Rethink

A decision by the U.S. Supreme Court on Tuesday to find foreign corporations exempt from liability under the Alien Tort Statute is likely to lead to pressure on Congress to pass a law spelling out when non-U.S. companies can be sued for overseas human rights abuses, even if the prospects for such legislation appear dim. [Read more »](#)

Gov't's AT&T-Time Warner Expert Defends Price Hike Forecast

The U.S. Department of Justice's lead expert returned to D.C. federal court Tuesday to defend his hotly contested conclusions of antitrust harm from AT&T's planned \$85 billion purchase of Time Warner, arguing the model he used to estimate pay-TV price increases was "theoretically sound." [Read more »](#)

Senate OKs Trump Pick For 5th Circ. Seat

Baker Botts
Baker McKenzie
Ballard Spahr
Boies Schiller
Bracewell
Bryan Cave
Bull Housser
Cadwalader Wickersham
Chamberlain Hrdlicka
Clark Hill
Cleary Gottlieb
Coast Law Group
Cohen Milstein
Conrad O'Brien
Corbett Steelman
Covington & Burling
Cravath Swaine
Crowell & Moring
Cuneo Gilbert
DLA Piper
Davis Polk
Debevoise & Plimpton
Eckert Seamans
Foley & Lardner
Fried Frank
Gibson Dunn
Goodwin
Gordon & Rees
Gray Reed
Haeggquist & Eck
Hausfeld
Hunton Andrews Kurth
Jackson Walker
Jenner & Block
Jones Day
K&L Gates
Kasowitz Benson
Katten Muchin

The Senate has confirmed President Donald Trump's choice for a Louisiana-based Fifth Circuit vacancy, sending Schaerr Duncan LLP partner Stuart Kyle Duncan, a lead attorney in the U.S. Supreme Court's Hobby Lobby case, to the bench Tuesday on a largely partisan vote. [Read more »](#)

BANKING & SECURITIES

SEC Takes Closer Look At 5 NYSE Proposed Bitcoin ETFs

The U.S. Securities and Exchange Commission said it wants additional time to deliberate on a New York Stock Exchange proposal to list five bitcoin-related exchange traded funds, representing the largest batch of several bitcoin-related filings the SEC has under review. [Read more »](#)

CMS Wasn't 'Swiss Cheese,' Insider Trading Jury Told

Health spending deliberations at the Centers for Medicare and Medicaid Services weren't "Swiss cheese," a prosecutor said Tuesday in asking a Manhattan federal jury to convict a federal worker, a consultant and two investment pros accused of forming a "corrupt tipping chain" that linked Washington policy secrets to Wall Street traders. [Read more »](#)

Hong Kong OKs Listing Reforms To Allow Dual-Class Stock

The Hong Kong Stock Exchange on Tuesday gave the long-awaited green light to permit the listings of companies with dual-class shares and those with no revenue — measures meant to boost the region's global competitiveness — saying the new regime will take effect on April 30. [Read more »](#)

ENERGY & ENVIRONMENTAL

Pruitt Floats Overhaul To EPA Scientific Review Process

Kirkland & Ellis
Kramer Levin
Latham & Watkins
Locke Lord
Mayer Brown
Mitchell Silberberg
Morgan Lewis
Morrison & Foerster
Motley Rice
Norton Rose Fulbright
Nossaman LLP
O'Melveny & Myers
Osen LLC
Paul Hastings
Perkins Coie
Pillsbury Winthrop
Reed Smith
Riley Safer
Sayles Werbner
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Skadden
Strasburger & Price
Susman Godfrey
Thompson & Knight
Vinson & Elkins
White and Williams
Williams & Connolly
Willkie Farr
WilmerHale
Wilson Sonsini
Winston & Strawn
Woodruff Spradlin

COMPANIES

3M Company
AT&T Inc.
ATS Corporation

U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday proposed a rule that would prevent the agency from promulgating regulations using research that isn't publicly available, mirroring legislation that's advanced in the GOP-controlled Congress but hasn't yet made it into law. [Read more »](#)

EPA Tells DC Circ. New Renewable Fuel Mandates Are Proper

The U.S. Environmental Protection Agency told the D.C. Circuit on Monday that refiners and a biodiesel trade group were wrong to attack a rule that set the levels of renewable fuel that must be blended into the fuel supply, defending its discretion to calculate mandates. [Read more »](#)

HEALTH & LIFE SCIENCES

3rd Circ. Says Nuns Can Intervene In ACA Birth Control Row

The Third Circuit on Tuesday said a group of Roman Catholic nuns can intervene in Pennsylvania's suit aimed at blocking the Trump administration's rules dialing back the Affordable Care Act's contraception mandate through religious or moral exemptions for employers. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

Ex-Port Authority Commish Caught On Video Berating Cops

The attorney who abruptly resigned from her Port Authority of New York and New Jersey position profanely berated the police and identified herself as an agency commissioner at the scene of a traffic stop involving her daughter, according to a video released by police Tuesday. [Read more »](#)

EMPLOYMENT

Alibaba Group Holdings Ltd.
American Civil Liberties Union
American Council of Life Insurers
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
American Fuel & Petrochemical Manufacturers
Arab Bank PLC
Association of Corporate Counsel
Baker Hughes Inc.
CBOE Holdings Inc.
CME Group Inc.
CTIA
Cato Institute
Center for Strategic and International Studies
Charter Communications Inc.
Chevron Corporation
Deerfield Management Co. LP
Edison Electric Institute Inc.
Facebook
Fannie Mae
General Electric Company
Google Inc.
Halliburton Company
Hobby Lobby Stores
Hong Kong Exchanges and Clearing
ISO New England Inc.
International SOS Pte Ltd
Life Partners Holdings Inc.
LinkedIn Corp.
Microsoft Corporation
National Republican Congressional Committee
New York Times Co.
New York University

Socially Conscious Investing Must Make Financial Sense: DOL

The U.S. Department of Labor offered guidance on Monday to benefit plan administrators who want to make socially conscious investment decisions without breaching their fiduciary duty to plan participants, telling them they can make those investments as long as they put "the economic interests of the plan" first. [Read more »](#)

NJ Gov. Signs Equal Pay Bill Amid Debate Over Impact

New Jersey Gov. Phil Murphy on Tuesday signed into law a bill aimed at promoting equal pay for workers regardless of race or gender, which supporters praised as a way to reduce the pay gap while others warned the law is vague and a "litigation magnet." [Read more »](#)

CYBERSECURITY & PRIVACY

Calif. Drivers Seek Cert. In Toll-Fine Due Process Suit

California motorists asked a federal judge Monday to certify their class action alleging the operators of cashless tolls around Orange County unlawfully used drivers' personal information to collect unpaid tolls and unconstitutionally hit drivers with overblown fines, saying the operators engaged in uniform violations of the law. [Read more »](#)

New Senate Bill Calls For Social Media Data Transparency

Two U.S. senators, one Republican and one Democrat, introduced legislation Tuesday that would require social media companies to post clear and concise terms of service and tell users more about what sorts of "individually identifiable" data they collect. [Read more »](#)

Analysis

Cybersecurity Warning May Bring Gov't, Industry Together

Northwestern Mutual Life Insurance Co.

Oil States International Inc.

Oracle Corp.

Orange County Transportation Authority

PJM Interconnection LLC

PricewaterhouseCoopers

Royal Dutch Shell PLC

SAS Institute

Sinclair Broadcast Group, Inc.

Sony Pictures Entertainment Inc.

Sprint Nextel Corporation

Starbucks Corporation

Suddenlink Communications

Talen Energy Corp.

The Bank of New York Mellon Corp.

The DIRECTV Group, Inc.

Time Warner Inc.

Tribune Media Co.

Turner Broadcasting System Inc.

U.S. Chamber of Commerce

Union Pacific Corporation

Union of Concerned Scientists

Valero Energy Corp.

Verizon Communications

Viacom Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Indian Affairs

Central Intelligence Agency

Congressional Budget Office

Department of Commerce

Employee Benefits Security Administration

European Union

Federal Aviation Administration

The U.S. and U.K. governments' recent joint warning about hacking threats from Russia offers assurance to businesses that government officials are open to working with them to combat such cyberattacks, while potentially emboldening them to push for stronger deterrence measures, attorneys say. [Read more »](#)

AEROSPACE & DEFENSE

House Passes Space, Tech Development Rule Changes

The House of Representatives passed a pair of bills Tuesday meant to make outer space and terrestrial technology development more commercially oriented, changing rules for commercial space missions and the National Science Foundation. [Read more »](#)

INTERNATIONAL TRADE

White House Steeling For Trade Talks With China

President Donald Trump said Tuesday that he would dispatch two of his top economic advisers to China "in a few days" to discuss the two countries' escalating trade tensions over steel and aluminum tariffs, technology policy and intellectual property enforcement. [Read more »](#)

Africa Trade Backers Hoping For Boost With New Legislation

President Donald Trump signed a bill late Monday that will direct the government to up its promotion of U.S. trade with sub-Saharan Africa to businesses and lawmakers who feel that engagement with the region has needlessly languished in recent years. [Read more »](#)

TAX

2nd Round Of Federal Tax Cuts Groundless, Wyden Says

Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Government Accountability Office
Internal Revenue Service
National Oceanic and Atmospheric Administration
National Science Foundation
New Jersey Department of Transportation
Office of the Comptroller of the Currency
Pennsylvania Attorney General's Office
Pennsylvania Department of Revenue
Pinoleville Pomo Nation
Port Authority of New York & New Jersey
Securities and Exchange Commission
Social Security Administration
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
United Nations
United States Court of Appeals for the Third Circuit

Before trying to enact more tax overhaul legislation, Republicans should reflect on the broken promises of last year's law, Senate Finance Committee ranking member Ron Wyden, D-Ore., said Tuesday [Read more »](#)

World Trade Organization

IMMIGRATION

DACA Program Rescission Unlawful, DC Judge Rules

A D.C. federal court Tuesday ruled that the Trump administration's plan to end the Deferred Action for Childhood Arrivals program was unlawful and must be set aside, partially granting the NAACP's motion for partial summary judgment, requiring the government to accept new applicants. [Read more »](#)

DOJ Bid For Sanctuary City Ruling Stay Denied By 7th Circ.

The Seventh Circuit on Tuesday denied the U.S. Department of Justice's request to stay a nationwide injunction barring it from applying new, immigration-focused conditions on so-called sanctuary cities that apply for a federal public safety grant. [Read more »](#)

Feds Want Married Couples' Suit Over Removals Tossed

The federal government on Monday asked a Massachusetts federal court to toss a putative class action brought by married couples who allege the government is unlawfully trying to detain and deport immigrant spouses who are seeking permanent residency and are married to U.S. citizens. [Read more »](#)

ACLU Seeks Docs Related To Sharing Of Immigrant Tax Info

The American Civil Liberties Union has filed a Freedom of Information Act request for records and communications between the Social Security Administration and the U.S. Department of Homeland Security out of concern that sensitive tax information may be

used as an immigration enforcement tool.
[Read more »](#)

NATIVE AMERICAN

Feds Wrongly Denied Tribal Status Vote, 9th Circ. Hears

Members of a group seeking to form its own tribe have told the Ninth Circuit that the federal government was wrong to not allow them to vote on organizing as a half-blood Native American tribe, saying they have been denied their right to establish their own tribal government. [Read more »](#)

TELECOMMUNICATIONS

Sinclair-Tribune Divestitures Include 23 Station Sales

Sinclair Broadcast Group Inc. has laid out more details on how it aims to overcome media ownership limits to acquire Tribune Media Co., outlining plans Tuesday for 23 station divestitures, including holdings in Chicago, Seattle and Miami. [Read more »](#)

SD Tribe Hits FCC With Suit Over Infrastructure Rule

The Crow Creek Tribe hit the Federal Communications Commission with a proposed class action in South Dakota federal court Monday, seeking to represent federally recognized tribes in a suit claiming the FCC overstepped its authority when it recently approved new rules exempting small cell fixtures from environmental and historic reviews. [Read more »](#)

FCC Urged To Auction 3.5 GHz Licenses For Mix Of Areas

Two wireless trade groups have urged the FCC to auction 3.5 gigahertz band licenses in metro- and county-size chunks as a compromise on the areas' size, drawing criticism that the carriers are just dealing among themselves at the expense of 5G